

JUMP TO DOCKET TABLE

**U.S. District Court
District of Maryland (Greenbelt)
CRIMINAL DOCKET FOR CASE #: 8:25-mj-01841-GLS All Defendants**

Case title: USA v. Spitze

Date Filed: 07/23/2025

Other court case number: 3:25-CR-69 USDC for the Eastern
District of Tennessee

Assigned to: Magistrate Judge Gina L Simms

Defendant (1)

Michael William Spitze

Pending Counts

Disposition

None

Highest Offense Level (Opening)

None

Terminated Counts

Disposition

None

Highest Offense Level (Terminated)

None

Complaints

Disposition

None

Plaintiff

USA

represented by **Joshua Rosenthal**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Assistant US Attorney

Email All Attorneys

Email All Attorneys and Additional Recipients

Date Filed	#	Docket Text
07/23/2025	<u>1</u>	Rule 5(c)(3) Documents Received as to Michael William Spitze. (Attachments: # <u>1</u> Arrest Warrant)(mg3s, Deputy Clerk) (Entered: 07/23/2025)
07/23/2025	<u>2</u>	Government's Memorandum in Advance of Detention Hearing by USA. (mg3s, Deputy Clerk) (Entered: 07/23/2025)
07/23/2025	<u>3</u>	MOTION to Unseal and ORDER granting same as to Michael William Spitze. Signed by Magistrate Judge Gina L Simms on 7/23/2025. (mg3s, Deputy Clerk) (Entered: 07/23/2025)
07/23/2025	<u>4</u>	Initial Appearance in Rule 5(c)(3) Proceedings as to Michael William Spitze held on 7/23/2025 before Magistrate Judge Gina L Simms.(FTR: M. Giron – 3B) (mg3s, Deputy Clerk) (Entered: 07/23/2025)
07/23/2025	<u>5</u>	CJA 23 Financial Affidavit by Michael William Spitze. (mg3s, Deputy Clerk) (Entered: 07/23/2025)
07/23/2025	<u>6</u>	ORDER APPOINTING FEDERAL PUBLIC DEFENDER as to Michael William Spitze. Signed by Magistrate Judge Gina L Simms on 7/23/2025. (mg3s, Deputy Clerk) (Entered: 07/23/2025)
07/23/2025	<u>7</u>	ORDER pursuant to Fed R Crim P 5(f) and the Due Process Protections Act as to Michael William Spitze. Signed by Magistrate Judge Gina L Simms on 7/23/2025. (mg3s, Deputy Clerk) (Entered: 07/23/2025)
07/23/2025	<u>8</u>	WAIVER of Rule 5(c)(3) Hearing by Michael William Spitze. (mg3s, Deputy Clerk) (Entered: 07/23/2025)
07/23/2025	<u>9</u>	ORDER OF TEMPORARY DETENTION as to Michael William Spitze. Signed by Magistrate Judge Gina L Simms on 7/23/2025. (c/em USMS 7/23/2025 – mg3s, Deputy Clerk) (Entered: 07/23/2025)
07/23/2025		PAPERLESS NOTICE OF HEARING by U.S. Attorney's Office as to Michael William Spitze. PLEASE NOTE: Defendant is in custody. A writ has not been requested. A come up was requested on 7/23/2025. An interpreter will not be needed. Detention Hearing set for 7/24/2025 01:00 PM in Greenbelt (for specific location, refer to court website:www.mdd.uscourts.gov/calendar/calendar.asp) before Magistrate Judge Gina L Simms.(Rosenthal, Joshua) (Entered: 07/23/2025)
07/24/2025	<u>11</u>	Detention Hearing as to Michael William Spitze held on 7/24/2025 before Magistrate Judge Gina L Simms. (FTR: M. Giron – 3B) (mg3s, Deputy Clerk) (Entered: 07/24/2025)
07/24/2025	<u>12</u>	Government's EXHIBIT LIST by USA as to Michael William Spitze. (mg3s, Deputy Clerk) (Entered: 07/24/2025)
07/24/2025	<u>13</u>	ORDER OF DETENTION PENDING TRIAL as to Michael William Spitze. Signed by Magistrate Judge Gina L Simms on 7/24/2025. (c/em USMS 7/24/2025 – mg3s, Deputy Clerk) (Entered: 07/24/2025)
07/24/2025	<u>14</u>	COMMITMENT TO ANOTHER DISTRICT as to Michael William Spitze. Defendant committed to the United States District Court for the Eastern District of Tennessee of

		Knoxville. Signed by Magistrate Judge Gina L Simms on 7/24/2025. (c/em USMS 7/24/2025 – mg3s, Deputy Clerk) (Entered: 07/24/2025)
07/24/2025	<u>15</u>	Stipulation re: Return of Exhibits to Counsel. (mg3s, Deputy Clerk) (Entered: 07/24/2025)

USA v. Spitze (8:25–mj–01841–GLS)

FILED ENTERED
LOGGED RECEIVED
9:48 am, Jul 23 2025
AT GREENBELT
CLERK, U.S. DISTRICT COURT
DISTRICT OF MARYLAND
BY M.G. Deputy

FILED

2025 JUL 16 PM 12:41

US DISTRICT COURT
EASTERN DIST. TENN.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 MICHAEL WILLIAM SPITZE,)
 Defendant.)

No. 3:25-CR- 69
JUDGES Varlan / Poplin

INDICTMENT

The Grand Jury charges that:

COUNT ONE
(Attempting to Tamper with A Victim)

On or about March 3, 2024, in the Eastern District of Tennessee and elsewhere, the defendant, **MICHAEL WILLIAM SPITZE**, did knowingly attempt to intimidate, threaten, and corruptly persuade a minor victim (MV) to delete any online content and communication with Kyle Spitze and encourage any others do the same with the intent to cause or induce any person to alter, destroy, mutilate or conceal an object with the intent to impair the object's integrity and availability for use in an official proceeding involving the case of *United States v. Kyle William Spitze*, 3:24-CR-25, in violation of Title 18, United States Code, Section 1512(b)(2)(B).

COUNT TWO
(Attempting to Tamper with A Victim)

Further, on or about March 4, 2024 to on or about March 18, 2024, within the Eastern District of Tennessee and elsewhere, defendant **MICHAEL WILLIAM SPITZE** did knowingly attempt to intimidate, threaten, corruptly persuade and engage in misleading conduct towards a minor victim (MV) by providing MV money and engaging in manipulative behavior towards MV, with the intent to hinder, delay, or prevent the communication to law enforcement of

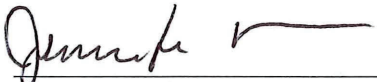
information relating to the possible commission of a Federal offense, in violation of Title 18, United States Code, Section 1512(b)(3).

A TRUE BILL:



GRAND JURY FOREPERSON

FRANCIS M. HAMILTON III
UNITED STATES ATTORNEY



Jennifer Kolman
Assistant United States Attorney

FBI

AO 442 (Rev. 01/09) Arrest Warrant

UNITED STATES DISTRICT COURT

FILED ENTERED
LOGGED RECEIVED
9:01 am, Jul 23 2025
AT GREENBELT
CLERK, U.S. DISTRICT COURT
DISTRICT OF MARYLAND
BY M.G. Deputy

for the

Eastern District of Tennessee

United States of America
v.

MICHAEL WILLIAM SPITZ

Defendant

Case No. 3:25-CR-69

SEALED

ARREST WARRANT

To: Any authorized law enforcement officer

YOU ARE COMMANDED to arrest and bring before a United States magistrate judge without unnecessary delay

(name of person to be arrested) MICHAEL WILLIAM SPITZ

who is accused of an offense or violation based on the following document filed with the court:

- Indictment
Superseding Indictment
Information
Superseding Information
Complaint
Probation Violation Petition
Supervised Release Violation Petition
Violation Notice
Order of the Court

This offense is briefly described as follows:

SPITZ, on or about March 3, 2024 within the Eastern District of Tennessee, did knowingly attempt to intimidate, threaten, and corruptly persuade a minor victim (MV) to delete any online content and communication with Kyle Spitze and encourage any others do the same with the intent to cause or induce any person to alter, destroy, mutilate or conceal an object with the intent to impair the object's integrity and availability for use in an official proceeding involving the case of United States v. Kyle William Spitze, 3:24-CR-25, in violation of Title 18, United States Code, Section 1512(b)(2)(B); and on or about March 4, 2024, within the Eastern District of Tennessee, did knowingly attempt to intimidate, threaten, corruptly persuade and engage in misleading conduct towards a minor victim (MV) by providing MV money and engaging in manipulative behavior towards MV, with the intent to hinder, delay, or prevent the communication to law enforcement of information relating to the possible commission of a Federal offense, in violation of Title 18, United States Code, Section 1512(b)(3).

Date: 07/16/2025

City and state: Knoxville, TN

Issuing officer's signature
United States Magistrate Judge
LEANNA R. WILSON, CLERK

Return

This warrant was received on (date) 7/22/2025, and the person was arrested on (date) 7/23/2025
at (city and state) Rockville, MD.

Date: 7/23/2025

Arresting officer's signature
SA Robert Morris
Printed name and title

✓ FILED _____ ENTERED
____ LOGGED _____ RECEIVED
1:47 pm, Jul 23 2025
AT GREENBELT
CLERK, U.S. DISTRICT COURT
DISTRICT OF MARYLAND
BY _____ M.G. _____ Deputy

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

UNITED STATES OF AMERICA

v.

MICHAEL WILLIAM SPITZE,

Defendant

*
*
*
*
*
*
*
*

CASE NO. 25-MJ-1841-1

GOVERNMENT’S MEMORANDUM IN ADVANCE OF DETENTION HEARING

Comes now, the United States of America, by and through undersigned counsel, and in support of a motion for the detention of the Defendant, Michael William Spitze (M. Spitze), submits the following memorandum in support of the defendant’s detention pending his transfer to the Eastern District of Tennessee, where the defendant has been criminally charged.

On July 16, 2025, the defendant was indicted for two counts of attempting to tamper with a minor victim in the official proceeding involving the case of *United States v. Kyle William Spitze*, 3:24-CR-25 (E. D. Tenn.). On July 23, 2025, the defendant, M. Spitze was arrested on an out of district arrest warrant and is scheduled to appear before this Court for an initial appearance on the indictment. Were this Court to then consider whether to detain the defendant at this time, the Government offers this memorandum in support of his detention.

I. Legal Standard

Because M. Spitze is before this Court on an arrest warrant from another district’s indictment, Federal Rule of Criminal Procedure 5(c)(3) applies. Rule 5(c)(3)(D) states that a magistrate judge must transfer a defendant to the district where the offense committed, in this case the Eastern District of Tennessee, if the United States produces the warrant and the magistrate judge determines that the defendant listed in the indictment is the same person arrested upon the

warrant.

Pursuant to 18 U.S.C. § 3142, M. Spitze is entitled to a detention hearing in this district. For a defendant who is pending trial, pursuant to 18 U.S.C. § 3142(f) this court “shall hold a hearing to determine whether any condition or combination of conditions . . . will reasonably assure the appearance of such person as required and the safety of any other person and the community.” A judicial officer shall hold a detention hearing upon motion of the Government’s attorney in cases that involve “[a]ny felony that is not otherwise a crime of violence that involves a minor victim.” 18 U.S.C. § 3142(f)(1)(E). A judicial officer shall also hold a detention hearing upon motion of the Government’s attorney in cases that involve “a serious risk that such person will obstruct or attempt to obstruct justice, or threaten, injure, or intimidate, or attempt to threaten, injury, or intimidate, a prospective witness.” 18 U.S.C. § 3142(f)(2)(A).

II. The 18 U.S.C. § 3142(g) Factors Support Detention Because M. Spitze is a Flight Risk and Poses a Danger to the Community

In determining whether to detain a defendant, this Court must consider a number of factors including: 1) “the nature and circumstances of the offense charged;” 2) “the weight of the evidence against the person;” 3) “whether, at the time of the current offense or arrest, the person was on probation, on parole, or on other release pending trial, sentencing, appeal, or completion of sentence for an offense under Federal, State, or local law;” and 4) “the nature and seriousness of the danger to any person or the community that would be posed by the person’s release.” 18 U.S.C. § 3142(g).

Based upon the strength of evidence against M. Spitze, his lack of ties to the Eastern District of Tennessee, that M. Spitze tampered with a minor victim using the internet and cellular phone, that the defendant made contact with other minors who were victimized by the defendant’s

son, at the behest of his son, M. Spitze poses a significant risk of flight and danger to the community if released and instructed to report to the Eastern District of Tennessee voluntarily.

a. The Nature and Circumstances of the Offenses Support Detention Under 18 U.S.C. § 3142(g)(1) and (g)(4)

i. Son's Case

On February 21, 2024, Kyle Spitze (K. Spitze), the son of the M. Spitze, was arrested in the Eastern District of Tennessee on a federal warrant and complaint for, among other things, production and distribution of child pornography, for which he was later indicted, pled guilty to, and for which he is awaiting sentencing. The charges stem from crimes committed in that District. The charges were associated with two minor victims, one of the victims also being the victim (MV) of M. Spitze. K. Spitze was detained on the date of his arrest and remains in custody. Sentencing in that case is scheduled for this September, and a summary of that case, as reflected in K. Spitze's signed plea agreement, is included below in Appendix A.

ii. Defendant's Efforts to Contact Son's Minor Victim "MV"

Prior to K. Spitze being detained, he was in a mental health facility beginning on February 16, 2024. M. Spitze first communicated with MV on K. Spitze's behalf on that day; sending a message to MV (who was sixteen at the time) stating, "Is this [MV]? Kyle's friend?" to which MV replied, "this is [MV] yes," and M. Spitze replied, "Okay Kyle is doing okay. He just wanted me to let you know."

Text messages recovered from MV's phone show that M. Spitze sent money to MV via CashApp on multiple occasions. M. Spitze sent text messages to MV trying to get her to set up a profile on a website used to communicate with inmates called GettingOut.com so she could talk to K. Spitze.

K. Spitze called M. Spitze from jail asking for MV's email address, which M. Spitze provided. K. Spitze was able to reach MV by phone, calling her approximately 51 times. MV told K. Spitze she had been talking to M. Spitze a lot, to which K. Spitze replied, "I know. He's been helping you out."

M. Spitze asked MV in a text if she wanted K. Spitze's food stamp card and asked for MV's address. M. Spitze asked MV in a text for "clean images less than 5mb" of herself to send to K. Spitze, which she sent.

iii. Defendant's Efforts to Obstruct Son's Case Using "MV"

M. Spitze continued to contact MV. On March 2, 2024, M. Spitze sent MV \$15 and MV said she would put it on her jail communications account to speak to K. Spitze. However, when MV tried to deposit the money on her account the system could not complete the transaction. MV sent a screenshot of the failed transaction to M. Spitze who told MV, "I'm pretty sure they are limiting and monitoring all his communication." When MV asked why they would do that, M. Spitze told her, "bc they can. They don't want anybody helping him to delete any online content that may questionable. My guess."

M. Spitze then sent a message to MV that said, "Please delete anything you think might not help him. And encourage anyone else to delete in his behalf." MV said she was not in anything online and didn't know anyone online. M. Spitze then said, "Well if there's any back tracking you can do to erase any ? Content that would be helpful."

M. Spitze sent a message later asking MV why she cut K. Spitze's name on herself. MV sent the following response to M. Spitze:

micahel im only 16 years old kyle has been grooming and extorting me for months now, i wasnt lying about being kicked out and sexually assaulted im actually kicked out of my house and have been struggling really bad but micahel kyle isnt a good person at all ive watched him first hand groom and extort other girls he claims he isnt a pedophile and that hes something called a hebephile is what he said he is, when melanie tragically passed away.. he said he had killed her and posted photos of her all over the internet, everything everyones been saying is completely true im sorry i didnt tell you sooner i was so afraid of kyle but the authorities contacted me today i didnt give any information to them at all. I

M. Spitze replied, “Oh Jesus so you lied about your age and guys think your older.” MV said, “no. kyle knows my age.” M. Spitze sent a message to MV saying “I shouldn’t even be taking [sic] with you,” and “be careful who you say anything to.”

Between March 4 and March 12, 2024, M. Spitze continued to message with MV and send MV money. On March 8, 2024, M. Spitze told MV, “Just don’t tell anyone where you’re getting \$\$ from please,” “Would [sic] look right to many folks.”

MV told M. Spitze by text that the FBI reached out about Kyle, and that she told them she did not “really know anything about it.” M. Spitze asked her to call him, but MV said she could not call. MV sent another message saying, “i mean you were helping me and stuff so i just decided to not really say anything.” M. Spitze then said, “Well, I do appreciate you not saying anything” and asked MV how she was doing for money. MV replied, “not good at all but working on it,” and M. Spitze said, “Ok I got u,” “Use that wisely,” “Get yourself something you want,” “Needs first.” Later that same evening, M. Spitze told MV, “Just don’t tell anybody that I’m giving you money.

M. Spitze asked MV to send another selfie so he could send it to Kyle. MV then tried to break off contact with Kyle. M. Spitze replied, “Ok that’s probably a good idea and really I

¹ Melanie is K. Spitze’s mother.

shouldn't be talking to you either". "I just don't want to put myself or you in a bad spot as a result but idk... you need to get a new phone number bc [sic] you're mom can give them permission to monitor your communications".

iv. Defendant's Other Efforts to Contact Son's Victims and Obstruct Case

Through continued monitoring of the K. Spitze and M. Spitze's communication it was learned that M. Spitze has reached out to other minor victims of K. Spitze. M. Spitze also made threats to others he believes is responsible for K. Spitze's prosecution.²

Specifically, M. Spitze facilitated communication between K. Spitze and another of his minor victims in the United Kingdom. M. Spitze coached the British minor victim on how to download a virtual private network to bypass constraints on the app used to communicate with inmates. As a result, the British minor victim was able to communicate directly with K. Spitze. The British minor victim died by suicide in November 2024. Further, K. Spitze asked M. Spitze to provide him with a telephone number belonging to a third minor victim in Greece. M. Spitze sent a photo of the Greek minor's telephone number to K. Spitze, however the picture was blocked by the communication app.

Beginning just days after K. Spitze was arrested, M. Spitze told K. Spitze one individual was responsible for the investigation into him, saying on a jail call on February 28, 2024, "that little bitch is behind all of it, I guarantee it." M. Spitze continued to blame the individual in communications to K. Spitze, saying "she was going to ruin you", called her a "fucking stupid cunt", and said he wished she'd committed suicide so K. Spitze "wouldn't be in this mess". M.

² Because of actual threats that have been carried out on K. Spitze's victims, identities and locations of victims will not be provided for fear of retaliation.

Spitze then purports to be in the same city as the individual by texting a picture of a television with the individual's local news playing, and suggests that he knows where the individual's parents are.

On December 17, 2024, K. Spitze called M. Spitze at telephone number 301-XXX-9316. This was approximately the 17th time M. Spitze had been contacted at this telephone number by K. Spitze. On December 19, 2024, M. Spitze used the 9316 number to threaten the individual he believed to be responsible for the investigation into K. Spitze. On December 24, 2024, K. Spitze tried to contact M. Spitze "on the 301 number" but it did not work. On December 28, 2024, M. Spitze told K. Spitze "the 301 number is burned", said he would have to make a new number, and then sent K. Spitze a different 301 area code number to call.

Notably, M. Spitze continues to discuss this individual with K. Spitze as recently as July 16 and 18 of this year, during which M. Spitze attempted to access the individual's Instagram to share her photos with K. Spitze.

v. Defendant's Threats Against Son's Cell Mate

M. Spitze's threats were not limited to just those he believed were responsible for his son's investigation. In June 2024, M. Spitze sent the following message to K. Spitze's cellmate after being told the cellmate allegedly stole K. Spitze's commissary fund: "You're a piece of shit Kleb, I hope someone beats your ass and slams your head in the wall. What a fucking piece of shit you are motherfucker. Gonna make your life miserable You fucked with the wrong People you little bitch". M. Spitze then sent a message to a friend of K. Spitze's in jail, told him what allegedly happened to K. Spitze's commissary, and told the friend "need you all to make sure his ass pays for it".

M. Spitze's jail communication account was suspended after these threats were made. M. Spitze then began using the persona of his late wife, Melanie Spitze, to continue communicating with his son and other inmates.

b. The Weight of the Evidence Supports Detention Under 18 U.S.C. § 3142(g)(2)

The weight of the evidence against M. Spitze is strong and supports detention. All records of communication from M. Spitze and K. Spitze, and communication between M. Spitze and the MV have been obtained by consensual monitoring of jail communications, results of a consent search, and received by the FBI. The communication supports and proves the charges against the defendant.

c. M. Spitze's History and Characteristics Supports Detention Under 18 U.S.C. § 3142(g)(3)

The history and characteristics support the detention of M. Spitze so that it can be assured that he will appear in the EDTN to address his attempted tampering with a victim charges.

First, the defendant has no respect for the law or the sanctity of protecting our communities' children. Records show he has contacted multiple minor victims at the behest of his son who has admitted to heinous crimes against said minor victims.

Second, the defendant violates the law by using illegal substances. Since K. Spitze has been incarcerated, M. Spitze has been observed on jails videos calls driving while drinking alcohol. On another call M. Spitze tells K. Spitze, he was "huffing" nitrous oxide through a medical oxygen mask and showed K. Spitze the can of nitrous oxide meant for culinary use. During a trip to Knoxville in April 2024, M. Spitze had K. Spitze's drug dealer obtain "sticks" and "bud" for him. K. Spitze's dealer told him on a jail call that M. Spitze had gotten sick after taking "a quarter stick" and drinking a Twisted Tea, and that he had to be hospitalized.

Third, the defendant is attempting to acquire guns and disregards gun laws. During a video call on August 2, 2024, M. Spitze proudly holds up a Glock 43X handgun that made himself using a combination of metal parts he purchased, and 3D printed polymer parts. M. Spitze tells K. Spitze that all he had left to do is serialize the weapon with the state of Maryland within 30 days. As of July 21, 2025, the weapon was not serialized. On a jail message to K. Spitze in June 2025, M. Spitze brags about 3D printing a PS-90³ rifle, and complains that he may have to travel to Virginia to obtain a 50-round magazine even though he will only load it with 10 rounds to be in compliance with Maryland law. Law enforcement also found parts to a PS-90, specifically the frame, in the basement of M. Spitze's house. It is a federal crime under 18 U.S.C. § 922(g)(3) to possess a firearm when unlawfully using or addicted to a controlled substance.

Fourth, M. Spitze has no ties to the Eastern District of Tennessee. M. Spitzes ties are in Maryland, and he is unlikely to voluntarily leave this community, travel to Tennessee, stay in Tennessee, and face the aforementioned charges.

d. The Nature and Seriousness of the Danger to the Community Under 18 U.S.C. § 3142(g)(4)

M. Spitze poses a serious danger to the community. The defendant has re-victimized a troubled child whom his son ordered under threat to cut herself with razors, write his moniker in blood on her body and pose nude on his command to be put on the internet for all to see. M. Spitze continued to victimize by manipulation the MV even after she told him her age, what his son had done to her and how terrified she was on his son.

M. Spitze contacted or attempted to contact other victims of K. Spitze at his request across the globe. M. Spitze facilitated communication between K. Spitze and another of his minor victims

³ A PS-90 is a shoulder fired, compact, personal defense weapon, typically chambered in 5.7 mm.

in the United Kingdom. M. Spitze coached the British minor victim on how to download a virtual private network to bypass constraints on the app used to communicate with inmates. As a result, the British minor victim was able to communicate directly with K. Spitze. The British minor victim died by suicide in November 2024. Further, K. Spitze asked M. Spitze to provide him with a telephone number belonging to a third minor victim in Greece. M. Spitze sent a photo of the Greek minor's telephone number to K. Spitze, however the picture was blocked by the communication app.

Even after K. Spitze had pled guilty, M. Spitze continued to terrorize a person he believed was the cause his son being investigated and prosecuted for his crimes. M. Spitze sent threatening texts to the individual and their significant other. One such text read: "I am going to ruin you like you did my son. I don't care about the ramifications. You will pay dearly for your actions and unscrupulous behavior." As noted previously, M. Spitze purports to be in their same city by texting a picture of a television with the individual's local news playing, and suggests to that individual that he knows where their parents are. And M. Spitze continues to discuss this individual with K. Spitze as recently as July 16 and 18 of this year.

In short, M. Spitze has continues to terrorize or manipulate his son's victims and anyone he believes is at fault for his son being in jail, he has been caught on video committing crimes himself, and he has no ties to the Eastern District of Tennessee. No conditions or combination of conditions will alleviate M. Spitze's risk of flight and risk to the community absent his continued detention.

III. Conclusion

For the reasons set forth above, the government respectfully submits that no condition or

combination of conditions will assure the appearance of the M. Spitze in the Eastern District of Tennessee nor alleviate the risk he poses to the minor victim MV or the other victims of his son K. Spitze. Therefore, M. Spitze should remain detained and be transported promptly to Eastern District of Tennessee to address his case in that District.

Respectfully submitted,

Kelly O. Hayes
United States Attorney

By: _____/s/_____
Joshua Rosenthal
Assistant United States Attorney

Appendix A – Kyle Spitze Conduct

Defendant is a member of the “764” and the HarmNation (HN) groups. HN is an off shoot of “764.” The members of said groups conspire to engage in criminal activity in violation of federal laws that involve the use or threat of violence to intimidate or coerce a civilian population.

In December of 2023, Discord sent the Federal Bureau of Investigation (FBI) a report on HN as it pertained to the use of Discord by the HN members and its victims. The username “CRIMINALOLI”, now known to be the defendant, was one of the most prolific HN members on Discord. Further, the investigation showed the defendant was an administrator of a Telegram “Channel” called “Criminal content”. The defendant’s Telegram username was “crimhn” with the display name “Criminal”. Law enforcement obtained a video the defendant uploaded on his channel, “Criminal content” which included post-pubescent minor girls exposing their bare breasts and vaginas with various variations of the defendant’s moniker written in blood or carved on their bodies; dozens of images of “criminal” or “crim” carved into the legs, arms, chests, and/or face of different victims, the majority of whom appear to be young, early teenage to late teenage girls; an image of a [sic] underage minor inserting what appears to be a large pen or marker into her vagina; images of a mutilated chicken in a bathtub with the intestines spelling out “CRIM” next to the decapitated chicken.

On February 10, 2024, a search warrant was obtained and executed for the defendant’s cell phone in the Eastern District of Tennessee. The defendant’s phone contained of [sic] images and videos exactly like those he had uploaded to his “Criminal content” Telegram channel. Specifically, defendant knowingly possessed material that contained CP images as defined in Title 18, United States Code, Section 2256(8) of nude young teenage girls posing with their vaginas exposed often times with bloodwritten messages across their breasts and stomachs. Defendant also has [sic] images/videos of domesticated animals such as dogs, rabbits and chickens being decapitated by his victims.

The defendant’s phone has approximately 25 photo albums titled with nicknames or first names. One album is labeled with the name of Minor Victim (“MV”) 1. In MV1’s album are multiple images and videos of CP of MV1 and videos of MV1 mutilating chickens. Several of the images/videos were posted on the video located on the “Criminal Content” channel. MV1 was twelve at the time she had contact with the defendant and believed she was his girlfriend. In the MV1 album is an image of MV1’s bare vagina being spread apart with her fingers. The forensic analysis of defendant’s iPhone indicates the image was created on or about July 22, 2023. The production of the MV1 CP was based on the defendant inducing MV1 to take the sexually explicit image and send it to him knowing the image was going to be sent via the internet to his cell phone located in the Eastern District of Tennessee, where he saved the image in the MV1 folder with other images and videos he induced MV1 to produce and send to him. Another image found in the MV1 folder was of a decapitated chicken with a knife and its entrails lying next to the body. The entrails spell out the defendant’s moniker “crim”. The forensic examination of his iPhone proved the image was distributed to the defendant through the internet on or about July 25, 2023, in the Eastern District of Tennessee. MV1 admitted the defendant abetted her into producing the obscene

images/videos along with other similar type photos of her decapitating chickens, cutting his moniker and/or name into her body and distributing the images/videos to him. If MV1 was at all hesitant, the defendant threatened her and her parents with “doxing” or “swatting”. Texts [sic] messages between MV1 and the defendant located on the defendant’s iPhone corroborated MV1. The defendant specifically requested MV1 kill either a chicken or a lamb.

✓ FILED _____ ENTERED
LOGGED _____ RECEIVED
1:47 pm, Jul 23 2025
AT GREENBELT
CLERK, U.S. DISTRICT COURT
DISTRICT OF MARYLAND
BY _____ M.G. Deputy

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

UNITED STATES OF AMERICA

v.

MICHAEL WILLIAM SPITZE

Defendant

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*
*
*
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*
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CASE NO. 25-MJ-1841-1

MOTION TO UNSEAL

The United States of America, through undersigned counsel, respectfully moves for an order unsealing the case in the above-captioned matter.

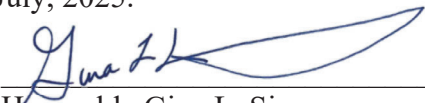
WHEREFORE, the government requests that the case be unsealed. The Defendant has been arrested in connection with this case, thereby obviating the need to maintain the case under seal any longer.

Respectfully submitted,

Kelly O. Hayes
United States Attorney

By: _____ /s/
Joshua A. Rosenthal
Assistant United States Attorney

ORDERED as prayed, this 23rd day of July, 2025.



Honorable Gina L. Simms
United States Magistrate Judge

FILED ENTERED
LOGGED RECEIVED

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

JUL 23 2025

AT GREENBELT
CLERK, U.S. DISTRICT COURT
DISTRICT OF MARYLAND
no DEPUTY

UNITED STATES OF AMERICA

v.

Michael William Spitze

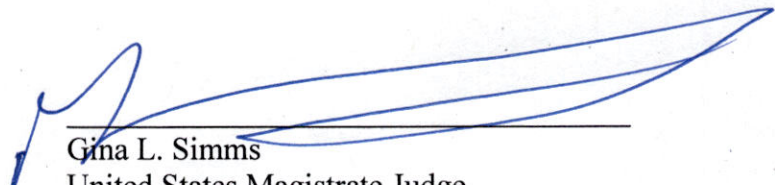
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BY
Case No. GLS 25-mj-01841-1

ORDER APPOINTING FEDERAL PUBLIC DEFENDER

The above named Defendant having been found to be indigent and entitled to appointment of counsel under the Criminal Justice Act, and the government having proffered that they know of no conflict precluding appointment of the Public Defender,

IT IS ORDERED this 23rd day of July, 2025, that the Federal Public Defender for the District of Maryland is appointed to represent the above named Defendant.



Gina L. Simms
United States Magistrate Judge

FILED ENTERED
LOGGED RECEIVED

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

JUL 23 2025

AT GREENBELT
CLERK, U.S. DISTRICT COURT
DISTRICT OF MARYLAND

UNITED STATES OF AMERICA

BY

MS DEPUTY

v.

Criminal No. GLS 25-MJ-01841-1

MICHAEL WILLIAM SPITZE

Defendant.

ORDER PURSUANT TO Fed R. Crim. P. 5(f)

As amended on October 21, 2020, Federal Rule of Criminal Procedure 5(f) and the Due Process Protections Act, Pub. L. No 116-182, 134 Stat. 894 (Oct. 21, 2020) require that:

“In all criminal proceedings, on the first scheduled court date when both prosecutor and defense counsel are present, the judge shall issue an oral and written order to prosecution and defense counsel that confirms the disclosure obligation of the prosecutor under *Brady v. Maryland*, 373 U.S. 83 (1963) and its progeny, and the possible consequences of violating such an order under applicable law.”

Accordingly, the Court ORDERS the United States to adhere to the disclosure obligations set forth in *Brady v. Maryland*, 373 U.S. 83 (1963) and its progeny. *Brady v. Maryland* instructs that “the suppression by the prosecution of evidence favorable to an accused” violates due process where the evidence is “material either to guilt or to punishment, irrespective of the good faith or bad faith of the prosecution.” 373 U.S. at 87. Failure to adhere to this requirement in a timely manner may result in serious consequences, including, but not limited to, exclusion of evidence, adverse jury instructions, dismissal of charges, contempt proceedings, vacating a conviction, or disciplinary action against the prosecution.

Having given counsel the oral admonition required by the Due Process Protections Act, the United States is ordered to produce in a timely manner all exculpatory evidence to the defendant pursuant to *Brady v. Maryland* and its progeny. Not doing so may result in the imposition of the sanctions referenced in this Order.

It is SO ORDERED.

Date: July 23, 2025

Gina L. Simms
United States Magistrate Judge

UNITED STATES DISTRICT COURT

for the
District of Maryland

JUL 23 2025

AT GREENBELT
CLERK, U.S. DISTRICT COURT
DISTRICT OF MARYLAND

DEPUTY

United States of America)

v.)

Michael William Spitze)

Defendant)

BY

Case No. GLS 25-mj-01841-1

Charging District's Case No. 3:25-CR-69

WAIVER OF RULE 5 & 5.1 HEARINGS
(Complaint or Indictment)

I understand that I have been charged in another district, the (name of other court) United States District Court for the Eastern District of Tennessee at Knoxville

I have been informed of the charges and of my rights to:

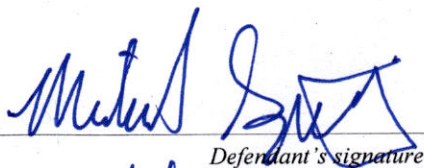
- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;
- (3) production of the warrant, a certified copy of the warrant, or a reliable electronic copy of either;
- (4) a preliminary hearing within 14 days of my first appearance if I am in custody and 21 days otherwise — unless I am indicted — to determine whether there is probable cause to believe that an offense has been committed;
- (5) a hearing on any motion by the government for detention;
- (6) request transfer of the proceedings to this district under Fed. R. Crim. P. 20, to plead guilty.

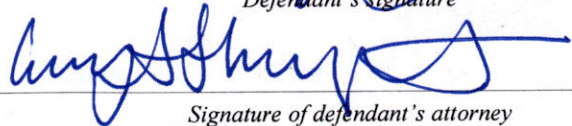
I agree to waive my right(s) to:

- an identity hearing and production of the warrant.
- a preliminary hearing.
- a detention hearing.
- an identity hearing, production of the warrant, and any preliminary or detention hearing to which I may be entitled in this district. I request that those hearings be held in the prosecuting district, at a time set that court.

I consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.

Date: July 23, 2025


Defendant's signature


Signature of defendant's attorney

Amy S. Fitzgibbons
Printed name of defendant's attorney

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

JUL 23 2025

AT GREENBELT
CLERK, U.S. DISTRICT COURT
DISTRICT OF MARYLAND

BY

[Signature] DEPUTY

UNITED STATES OF AMERICA

vs.

Case No. GLS 25-mj-01841-1

Michael William Spitze

*
*
*

ORDER OF TEMPORARY DETENTION PENDING HEARING
PURSUANT TO BAIL REFORM ACT

Upon motion of the United States for Temporary Detention, it is ORDERED that a detention hearing is set for 7/24/25 (date) at 1:00p.m. (time) before Gina L. Simms, United States Magistrate Judge, 6500 Cherrywood Lane, Greenbelt, Maryland 20770 Courtroom TBD.

Pending this hearing, the defendant shall be held in custody by (the United States Marshal) (Other Custodial Official) and produced for the hearing.

July 23, 2025
Date

[Signature]
The Honorable Gina L. Simms
United States Magistrate Judge

MIME-Version:1.0

From:MDD_CM-ECF_Filing@mdd.uscourts.gov

To:MDDdb_ECF@mdd.uscourts.gov

Bcc:

--Case Participants: Joshua Rosenthal (caseview.ecf@usdoj.gov, joshua.rosenthal2@usdoj.gov, taylor.battle@usdoj.gov, usamd.ecf@usdoj.gov), Magistrate Judge Gina L Simms (mdd_glschambers@mdd.uscourts.gov)

--Non Case Participants: Probation Greenbelt (probgreenbelt_clerks_office_docs@mdp.uscourts.gov), The Honorable Gina L. Simms (mdd_glschambers@mdd.uscourts.gov), USAO VNS Notice (usamd.vw-ecf@usdoj.gov), USMS Greenbelt Ops (usms.greenbeltops@usdoj.gov)

--No Notice Sent:

Message-Id:12921747@mdd.uscourts.gov

Subject:Activity in Case 8:25-mj-01841-GLS USA v. Spitze Notice of Hearing by U.S. Attorneys Office

Content-Type: text/html

U.S. District Court

District of Maryland

Notice of Electronic Filing

The following transaction was entered by Rosenthal, Joshua on 7/23/2025 at 4:14 PM EDT and filed on 7/23/2025

Case Name: USA v. Spitze
Case Number: 8:25-mj-01841-GLS
Filer:
Document Number: No document attached

Docket Text:

PAPERLESS NOTICE OF HEARING by U.S. Attorney's Office as to Michael William Spitze. PLEASE NOTE: Defendant is in custody. A writ has not been requested. A come up was requested on 7/23/2025. An interpreter will not be needed. Detention Hearing set for 7/24/2025 01:00 PM in Greenbelt (for specific location, refer to court website:www.mdd.uscourts.gov/calendar/calendar.asp) before Magistrate Judge Gina L Simms.(Rosenthal, Joshua)

8:25-mj-01841-GLS-1 Notice has been electronically mailed to:

Joshua Rosenthal joshua.rosenthal2@usdoj.gov, Caseview.ecf@usdoj.gov, taylor.battle@usdoj.gov, usamd.ecf@usdoj.gov

8:25-mj-01841-GLS-1 Notice will not be electronically delivered to:

AO 472 (Rev. 1/25) Order of Detention Pending Trial

FILED ENTERED
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UNITED STATES DISTRICT COURT

JUL 24 2025

for the
District of Maryland

AT GREENBELT
CLERK, U.S. DISTRICT COURT
DISTRICT OF MARYLAND
DEPUTY

United States of America)

v.)

Michael Spitze)

Defendant)

Case No. 8:25-mj-01841-GLS

ORDER OF DETENTION PENDING TRIAL

Part I - Eligibility for Detention

Upon the

- A.** Motion of the Government for a detention hearing pursuant to 18 U.S.C. § 3142(f)(1) because the defendant is charged with:
 - (1) a crime of violence, a violation of 18 U.S.C. § 1591, or an offense listed in 18 U.S.C. (2) 2332b(g)(5)(B) for which a maximum term of imprisonment of 10 years or more is prescribed; **or**
 - (2) an offense for which the maximum sentence is life imprisonment or death; **or**
 - (3) an offense for which a maximum term of imprisonment of 10 years or more is prescribed in the Controlled Substances Act (21 U.S.C. §§ 801–904), the Controlled Substances Import and Export Act (21 U.S.C. §§ 951–971), or Chapter 705 of Title 46, U.S.C. (46 U.S.C. §§ 70501–70508); **or**
 - (4) any felony if such person has been convicted of two or more offenses described in Subparagraphs (1) through (3) of this paragraph or two or more of such offenses if a circumstance giving rise to federal jurisdiction had existed, or a combination thereof; **or**
 - (5) any felony that is not otherwise a crime of violence but involves (a) a minor victim; (b) the possession of a firearm or destructive device (as defined in 18 U.S.C. § 921); (c) any other dangerous weapon; or (d) a failure to register under 18 U.S.C. § 2250;

OR

- B.** Motion of the Government or the Court’s own motion for a detention hearing pursuant to 18 U.S.C. § 3142(f)(2) because the case involves:
 - (1) a serious risk that the defendant will flee if released; **or**
 - (2) a serious risk that the defendant will obstruct or attempt to obstruct justice or threaten, injure, or intimidate, or attempt to threaten, injure, or intimidate a prospective witness or juror if released.

The Court found that the Government established one or more of the factors above, held a detention hearing, and found that detention is warranted. This order sets forth the Court’s findings of fact and conclusions of law, as required by 18 U.S.C. § 3142(i), in addition to any other findings made at the hearing.

Part II - Findings of Fact and Law as to Presumptions under § 3142(e)

- A. Rebuttable Presumption Arises Under 18 U.S.C. § 3142(e)(2) (previous violator):** There is a rebuttable presumption that no condition or combination of conditions will reasonably assure the safety of any other person and the community because the following conditions have been met:
- (1) the defendant is charged with one of the following crimes described in 18 U.S.C. § 3142(f)(1):
- (a) a crime of violence, a violation of 18 U.S.C. § 1591, or an offense listed in 18 U.S.C. § 2332b(g)(5)(B) for which a maximum term of imprisonment of 10 years or more is prescribed; **or**
 - (b) an offense for which the maximum sentence is life imprisonment or death; **or**
 - (c) an offense for which a maximum term of imprisonment of 10 years or more is prescribed in the Controlled Substances Act (21 U.S.C. §§ 801–904), the Controlled Substances Import and Export Act (21 U.S.C. §§ 951–971), or Chapter 705 of Title 46, U.S.C. (46 U.S.C. §§ 70501–70508); **or**
 - (d) any felony if such person has been convicted of two or more offenses described in subparagraphs (a) through (c) of this paragraph, or two or more State or local offenses that would have been offenses described in subparagraphs (a) through (c) of this paragraph if a circumstance giving rise to federal jurisdiction had existed, or a combination of such offenses; **or**
 - (e) any felony that is not otherwise a crime of violence that involves:
 - (i) a minor victim; (ii) the possession or use of a firearm or destructive device (as defined in 18 U.S.C. § 921); (iii) any other dangerous weapon; or (iv) a failure to register under 18 U.S.C. § 2250; **and**
- (2) the defendant has been convicted of a federal offense that is described in 18 U.S.C. § 3142(f)(1), or of a State or local offense that would have been such an offense if a circumstance giving rise to federal jurisdiction had existed; **and**
- (3) the offense described in paragraph (2) above for which the defendant has been convicted was committed while the defendant was on release pending trial for a federal, State, or local offense; **and**
- (4) a period of not more than five years has elapsed since the date of conviction, or the release of the defendant from imprisonment, for the offense described in paragraph (2) above, whichever is later.
- B. Rebuttable Presumption Arises Under 18 U.S.C. § 3142(e)(3) (narcotics, firearm, other offenses):** There is a rebuttable presumption that no condition or combination of conditions will reasonably assure the appearance of the defendant as required and the safety of the community because there is probable cause to believe that the defendant committed one or more of the following offenses:
- (1) an offense for which a maximum term of imprisonment of 10 years or more is prescribed in the Controlled Substances Act (21 U.S.C. §§ 801–904), the Controlled Substances Import and Export Act (21 U.S.C. §§ 951–971), or Chapter 705 of Title 46 (46 U.S.C. §§ 70501–70508);
 - (2) an offense under 18 U.S.C. §§ 924(c), 956(a), or 2332b;
 - (3) an offense listed in 18 U.S.C. § 2332b(g)(5)(B) for which a maximum term of imprisonment of 10 years or more is prescribed;
 - (4) an offense under Chapter 77 of Title 18 (18 U.S.C. §§ 1581–1597) for which a maximum term of imprisonment of 20 years or more is prescribed; **or**
 - (5) an offense involving a minor victim under 18 U.S.C. §§ 1201, 1591, 2241, 2242, 2244(a)(1), 2245, 2251, 2251A, 2252(a)(1), 2252(a)(2), 2252(a)(3), 2252A(a)(1), 2252A(a)(2), 2252A(a)(3), 2252A(a)(4), 2260, 2421, 2422, 2423, or 2425.
- C. Application of Any Presumption Established Above**
- The defendant has not rebutted the presumption.
 - OR**
 - The defendant has rebutted the presumption.

AO 472 (Rev. 1/25) Order of Detention Pending Trial

Part III - Analysis and Statement of the Reasons for Detention

After considering any applicable presumption, the nature and circumstances of the defendant's alleged conduct, the defendant's history and characteristics, the other factors set forth in 18 U.S.C. § 3142(g), the information presented at the detention hearing, and the available conditions of release under 18 U.S.C. § 3142(c), the Court concludes that the defendant must be detained pending trial because the Government has proven:

- By clear and convincing evidence that no condition or combination of conditions of release will reasonably assure the safety of any other person and the community.
- By a preponderance of evidence that no condition or combination of conditions of release will reasonably assure the defendant's appearance as required.

The reasons for detention include the following checked items (After this list, add any additional items or explanations as needed to comply with the requirement for a written statement of reasons under 18 U.S.C. § 3142(i).):

- The offense charged is a crime of violence, a violation of § 1591, a federal crime of terrorism, or involves a minor victim or a controlled substance, firearm, explosive, or destructive device.
- Weight of evidence against the defendant is strong.
- Subject to lengthy period of incarceration if convicted.
- Lack of significant family or other ties to the community. *Lack of ties - TENN*
- Significant family or other ties outside the United States.
- Lack of legal status in the United States.
- Subject to removal or deportation after serving any period of incarceration.
- Lack of stable residence.
- Lack of stable employment.
- Lack of financially responsible sureties.
- Prior attempt(s) to evade law enforcement.
- Use of alias(es) or false documents.
- History of alcohol or substance abuse.
- Prior criminal history.
- History of violence or use of weapons. *Per proffer of government related to Army*
- Prior violations of probation, parole, or supervised release.
- Prior failure to appear in court as ordered.
- On probation, parole, and/or release pending trial, sentence appeal, or completion of the sentence at the time of the alleged offense.
- Participation in criminal activity while on probation, parole, or supervision.
- The defendant's release poses serious danger to any person or the community.

OTHER REASONS OR FURTHER EXPLANATION:

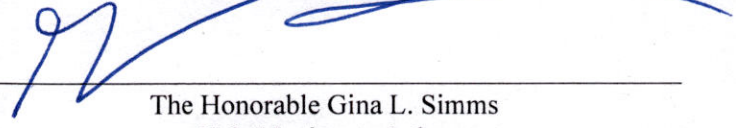
Lack of suitable TPCustodian

AO 472 (Rev. 1/25) Order of Detention Pending Trial

Part IV - Directions Regarding Detention

The defendant is remanded to the custody of the Attorney General or to the Attorney General's designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. The defendant must be afforded a reasonable opportunity for private consultation with defense counsel. On order of a court of the United States or on request of an attorney for the Government, the person in charge of the corrections facility must deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

Date: July 24, 2025



The Honorable Gina L. Simms
U.S. Magistrate Judge

UNITED STATES DISTRICT COURT

for the

District of Maryland

JUL 24 2025

AT GREENBELT
CLERK, U.S. DISTRICT COURT
DISTRICT OF MARYLAND

United States of America)

v.)

Michael William Spitze)

Defendant)

BY

ml DEPUTY

Case No. GLS 25-mj-01841-1

Charging District's

Case No. 3:25-CR-69

COMMITMENT TO ANOTHER DISTRICT

USDC for the

The defendant has been ordered to appear in the Eastern District of Tennessee of Knoxville.

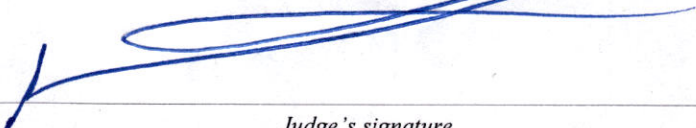
The defendant may need an interpreter for this language: _____.

- The defendant: will retain an attorney.
 is requesting court-appointed counsel.

The defendant remains in custody after the initial appearance.

IT IS ORDERED: The United States marshal must transport the defendant, together with a copy of this order, to the charging district and deliver the defendant to the United States marshal for that district, or to another officer authorized to receive the defendant. The marshal or officer in the charging district should immediately notify the United States attorney and the clerk of court for that district of the defendant's arrival so that further proceedings may be promptly scheduled. The clerk of this district must promptly transmit the papers and any bail to the charging district.

Date: July 24, 2025



Judge's signature

The Honorable Gina L. Simms, U.S. Magistrate Judge

Printed name and title

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

JUL 24 2025

AT GREENBELT
CLERK, U.S. DISTRICT COURT
DISTRICT OF MARYLAND

**United States of America
Plaintiff**

*

BY

JA DEPUTY

vs.

*

Case No.: GLS 25-mj-01841-1

**Michael William Spitze
Defendant**

*

*

Stipulation Regarding Return of Exhibits

The parties hereby **STIPULATE** that the below listed physical exhibits be returned to the custody of and retained by counsel who offered them, pending appeal.

GOVERNMENT'S EXHIBITS

DEFENDANT'S EXHIBITS

All Detention Hearing Exhibits

All Government's exhibits
returned: 7-24-2025

All Defendant's exhibits
returned: _____

Received the above listed exhibits this date:

Counsel for Government:
JA

X
Joshua Rosenthal

Counsel for Defendant(s):

Date: July 24, 2025