

IN THE UNITED STATES OF AMERICA
FOR THE DISTRICT OF ALASKA

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UNITED STATES OF AMERICA) Case No. **CLERK, U.S. DISTRICT COURT**
) **ANCHORAGE, A.K.**
PLAINTIFF,)
) Affidavit of
) Bert C. Heitstuman
VS.) in Support
) of Criminal Complaint
WILLIAM S. BIGLEY)
) **3:07-mj-00192-JOR**
DEFENDANT.)

I, Inspector Bert C. Heitstuman of the United States Department of Homeland Security Immigrations and Customs Enforcement-Federal Protective Service, being duly sworn, do hereby swear and affirm the following facts as being true to the best of my knowledge, information, and belief.

I am an Inspector with the Federal Protective Service (FPS), United States Department of Homeland Security, and have been working with the FPS for 1 year, 11 months. In that capacity, I investigate violations of the Federal Criminal Codes, Code of Federal Regulations and related offenses.

1. The information in this affidavit is based on personal knowledge of the investigation and those of other officers of the Federal Protective Service against William S. Bigley.
2. This affidavit is made in support of a request for a Criminal Complaint against BIGLEY, in relation to failure to comply with the lawful order of a federal police officer and disorderly conduct inside a federal facility, (Peterson Towers - Suite of Senator Lisa Murkowski) at 510 L. St. Anchorage, AK on September 19, 2007.
3. On or about 09/19/07 Bigley did knowingly and willing fail to obey the direction of a

Federal Police officer by entering the Suite of Senator Lisa Murkowski even though he had been directed not to do so in writing on 08/07/07 by Federal Protection Service Officer Chris Heitstuman; (the written trespass order was written by the staff of Senator Lisa Murkowski and issued by Federal Protective Service Officer Chris Heitstuman and witnessed by Federal Protective Service Officer Adam Griffee).

4. On or about 09/19/07 Bigley did knowingly and willingly conduct himself in a disorderly manner inside the Suite of Senator Lisa Murkowski by yelling and disturbing employees inside that suite. The content of Bigley's conversations while in Senator Lisa Murkowski's office were unintelligible to the staff of Senator Lisa Murkowski.
5. Bigley did also create a disturbance by making persistent phone calls to Senator Lisa Murkowski's office, calling at all hours of the day and night, and sometimes filling up the answering machine of Senator Lisa Murkowski; (55 total calls over a 29 day period to include:

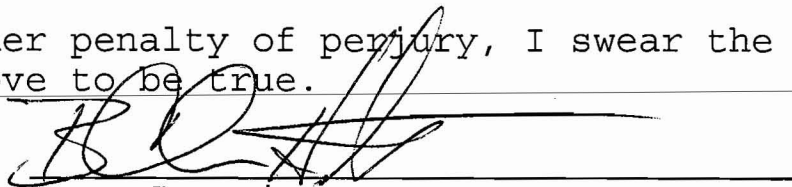
- 5 calls on 07/17/07,
- 10 calls on 07/19/07,
- 1 call on 07/21/07,
- 1 call on 07/22/07,
- 2 calls on 07/23/07,
- 7 calls on 07/25/07,
- 1 call on 07/26/07,
- 1 call on 07/27/07,
- 1 call on 07/28/07,
- 2 calls on 07/31/07,
- 6 calls on 08/03/07,
- 3 calls on 08/04/07,
- 7 calls on 08/06/07,
- 3 calls on 08/08/07,

-1 call on 08/11/07,
-3 calls on 08/14/07, and
-1 call on 08/16/07).)

The content of each of these phone calls was unintelligible and difficult to understand and follow. The reason for Bigley's calls could not be deciphered by Senator Murkowski's staff.

6. Bigley did also impede and disrupt the duties of government employees by continually calling (no less than 55 calls as noted above) and by entering the suite of Senator Lisa Murkowski (no less than 8 to 10 times according to staff member of Senator Lisa Murkowski) both before and after being advised not to do so in writing. The written trespass warning was issued on 08/07/07 and Bigley again came by on 09/19/07 when he was arrested.
7. Bigley had to be detained and restrained by Federal Protective Service Officer Chris Heitstuman.
8. Bigley was then remanded to the Anchorage Correctional Center East pending an Initial Appearance in US District Court.

Under penalty of perjury, I swear the above to be true.



Bert C. Heitstuman
Inspector, Federal Protective Service

SUBSCRIBED AND SWORN to before me this
20th day of September 2007.

REDACTED SIGNATURE

United States Magistrate Judge