

The bases for my knowledge and the foregoing charge are, in part, as follows:

2. I am a Special Agent with the FBI and a member of the FBI's New York-based JTTF, and I have been personally involved in the investigation of this matter. This affidavit is based in part upon my conversations with law enforcement agents and other people, and my examination of reports and records. Because this affidavit is being submitted for the limited purpose of establishing probable cause, it does not include all of the facts that I have learned during the course of my investigation. Where the contents of documents and the actions, statements, and conversations of others are reported herein, they are reported in substance and in part, except where otherwise indicated.

3. Based on my conversations with members of the Ossining Police Department ("OPD") and other law enforcement officers, my review of documents and photographs, and my involvement in this investigation, I have learned the following, in substance and in part:

a. On or about April 5, 2021, a man who was later identified as set forth below as NICHOLAS SKULSTAD, the defendant, was driving a dark colored Jeep (the "Jeep") near Ossining, New York. SKULSTAD began honking his horn at the vehicle ahead of him, a vehicle that bore blue and white markings identifying it as an MTA vehicle. SKULSTAD accelerated his Jeep and rammed the MTA vehicle from behind, causing the driver of the MTA vehicle ("Driver-1"), an MTA employee, to almost lose control of the vehicle. SKULSTAD then drove alongside and forced the MTA vehicle off the road by repeatedly sideswiping it. After ramming the MTA vehicle, SKULSTAD drove his Jeep onto a nearby sidewalk, across a grassy area, and into the woods, where his vehicle struck several trees before coming to a stop.

b. The following are photographs of the MTA vehicle and SKULSTAD's Jeep after the incident occurred:



c. After SKULSTAD drove his Jeep off the road, Driver-1 observed SKULSTAD exit his vehicle and run into oncoming traffic with his arms flailing. SKULSTAD then approached the MTA vehicle on foot and began banging with his fist on the driver-side window, where Driver-1 was seated, until SKULSTAD shattered the MTA vehicle's window. The following is a photograph of the MTA vehicle's window after SKULSTAD shattered it:



d. Shortly thereafter, an OPD officer ("Officer-1") responded to the location where the incident had occurred. As Officer-1 exited his vehicle, SKULSTAD approached Officer-1, screaming, in substance and in part, "I am Jesus." Another OPD officer ("Officer-2") subsequently arrived at the scene and drove near SKULSTAD, who yelled at Officer-2, in substance and in part, "I'm Jesus Christ! You are going to die today! Are you ready to die?" SKULSTAD then charged on foot at Officer-2's vehicle, throwing his body into the vehicle and yelling threats at Officer-2.

e. Officer-1 and Officer-2 both approached SKULSTAD on foot and attempted to calm SKULSTAD, who continued to yell and charged at Officer-1. Officer-1 used a taser on SKULSTAD, which did not subdue SKULSTAD, and Officer-1 and Officer-2 thereafter tackled SKULSTAD, who continued to resist the officers' commands and attempts to subdue him. SKULSTAD was

ultimately taken into custody by the officers and transported to a hospital for treatment and evaluation.

f. In connection with the incident and SKULSTAD's arrest, OPD officers examined SKULSTAD's Jeep, and found inside, among other things, a shell casing and a notebook with a page entitled, "List - To Kill," which includes the names of various current and former public officials and other public figures.

g. Law enforcement also recovered from the Jeep a box with packaging that listed SKULSTAD's name and an address in New York that is, based on their review of law enforcement databases, associated with SKULSTAD. Based on the foregoing and my involvement in the investigation, including my review of law enforcement photographs of SKULSTAD, I believe that the individual who rammed the MTA vehicle and was taken into custody on April 5, 2021 is SKULSTAD.

4. Based on my training, experience, participation in this investigation, and review of publicly available information, I know that the MTA is responsible for public transportation in the New York City metropolitan area, including the Metro-North Railroad, which provides commuter rail service between, among other locations, New York City and Connecticut. I also have learned, based on my participation in this investigation, that the MTA vehicle that NICHOLAS SKULSTAD, the defendant, damaged on April 5, 2021 is a vehicle specifically designated for use in connection with the Metro-North Railroad.

WHEREFORE deponent prays that a warrant be issued for the arrest of NICHOLAS SKULSTAD, the defendant, and that he be imprisoned, or bailed, as the case may be.

/s/ Keely McCarthy (by AEK, with permission)
(credentials inspected: FBI No. [REDACTED])

Special Agent Keely McCarthy
Federal Bureau of Investigation
Joint Terrorism Task Force

Sworn to me through the
transmission of this Affidavit
by reliable electronic means, pursuant to
Federal Rule of Criminal Procedure 4.1, this
6th day of April, 2021

By FaceTime



THE HONORABLE ANDREW E. KRAUSE
UNITED STATES MAGISTRATE JUDGE
SOUTHERN DISTRICT OF NEW YORK