

No : 550-68-000035-213

**SÉBASTIEN VACHON-  
DESJARDINS**, détenu à  
l'Établissement de détention de  
Hull, sis au 75 Rue Saint-François,  
Gatineau, QC J9A 1B4

**REQUÉRANT**

c.

**PROCUREUR GÉNÉRAL DU  
CANADA REPRÉSENTANT LES  
ÉTATS-UNIS D'AMÉRIQUE**,  
ayant une adresse au Ministère de  
la Justice Canada, 284, Wellington  
Street, Ottawa, ON, Canada K1A  
0H8.

**INTIMÉ**

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**LISTE DES ANNEXES**

**Annexe 1** En liasse :

- Request for Provisional Arrest to Canada
- Statement of facts supporting the Provisional Arrest of Sébastien Vachon-Desjardins
- Mandat d'arrestation émis par les États-Unis d'Amérique

**Annexe 2** Autorisation de demander l'émission d'un mandat d'arrestation provisoire

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- Requête ex parte visant l'obtention d'un mandat d'arrestation
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**Annexe 6** Affidavit de Louise Vachon (mère)

**Annexe 7** Affidavit de Robert Desjardins (père)

**Annexe 8** Affidavit du Requéant

**Et J'AI SIGNÉ** à Montréal, ce 3 mai 2021

  
**Me Réginal Victorin**  
*Procureur du Requéant*

## AVIS DE PRÉSENTATION

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**L'honorable juge Catherine Mandeville j.c.s.**  
Palais de justice de Gatineau  
17 Rue Laurier,  
Gatineau, Québec  
J8X 4C1  
Courriel : ketia.simon@judex.qc.ca

**Me Isabelle-Anne Larocque**  
Ministère de la Justice Canada  
284 Wellington Street  
Ottawa, Canada K1A 0H8  
Courriel : Isabelle-  
Anne.Larocque@justice.gc.ca

**Greffe de la Cour Supérieure**  
Palais de justice de Gatineau  
17 Rue Laurier,  
Gatineau, Québec  
J8X 4C1  
Courriel : gcric550@justice.gouv.qc.ca

**PRENEZ AVIS** que la présente requête en mise en liberté sera présentée pour adjudication devant l'honorable juge Catherine Mandeville j.c.s. au palais de justice de Gatineau, sis 17 Rue Laurier, les 12 et 13 mai 2021, à 9h30 ou aussitôt que le Conseil pourra être entendu.

Veillez agir en conséquence.

**SIGNÉ À MONTRÉAL**

Le 3 mai 2021

  
**Me Réginal Victorin**  
Procureur du Requérant

# ANNEXE 1

**REQUEST FOR PROVISIONAL ARREST TO CANADA**

**RETURN COMPLETED FORM TO:**

**John Riesenber**  
Associate Director  
Office of International Affairs  
Criminal Division  
U.S. Department of Justice

Phone: (202) 514-0000  
Fax: (202) 514-0080

**MARGARET O'MALLEY**  
Trial Attorney

202-514-0556 (Direct)

**STATE/ DISTRICT REQUESTING PA:**

**The United States Attorney's Office, Middle District of Florida, Tampa Division**

**A. IDENTIFICATION OF FUGITIVE:**

Name: Sebastien Vachon-Desjardins, aka Sebastien Vachon  
Country of Citizenship: Canada (Quebec driver's license attached)  
Date of Birth: July 11, 1987  
Place of Birth: Unknown

Race: Caucasian  
Gender: Male

Height/Weight: 173 cm, unknown  
Hair/ Eye Color: Brown, Brown

Scars/Other Characteristics: Unknown

Photographs Attached.

Driver's License No.: V2538-110787-04                      State issued: Quebec

Specific Address/Exact Location in Canada: 36 Rue Desforges, J8R 2W1, Gatineau, Quebec

Canadian law enforcement contact in Canada with knowledge of facts, fugitive's location.

Name & Title: Corporal Craig Elliot  
Agency: Royal Canadian Mounted Police  
Telephone/Email: (416) 550-4452, craig.elliott@rcmp-grc.gc.ca

Law enforcement contact in U.S. with knowledge of facts, fugitive's location:

Name & Title: Special Agent Daniel Simmons  
Agency: Federal Bureau of Investigation  
Telephone/ Email: (813) 253-1157, dmsirmons@fbi.gov

**B. CHARGES AND BASIS FOR REQUEST**

**1. U.S. Charging Or Commitment Document:**

**Indictment (copy attached)**

Number: 8:20-cr-366-T-02SPF  
Date Filed: December 2, 2020  
United States District Court, Middle District of Florida, Tampa Division

Has the Charging Document been unsealed (or, been unsealed for the limited purpose of sharing the U.S. State Department and a foreign government for purposes of extradition)?

**YES**

**2. Minimum Sentence**

Offenses for which extradition is requested are punishable by at least one year in prison:

**YES**

**3. Statute of Limitations (Attached)**

Does statute of limitations preclude prosecution or incarceration?

**NO**

**4. U.S. Arrest Warrant (Attached)**

Fugitive is wanted to **Stand Trial**

Number: 8:20-cr-366-T-02SPF  
Date Filed: December 2, 2020  
Issued By: Jessica Dahl

United States District Court, Middle District of Florida,  
Tampa Division; 801 N. Florida Avenue, Tampa, Florida 33602

5. **Statements Supporting Provisional Arrest Request**

(Attached)

C. **REQUESTING AUTHORITY, AUTHORIZATION, AND FINANCIAL COMMITMENTS**

1. **Requesting Authority**

Federal District: Middle District of Florida

2. **Prosecutor Authorization**

Provide the name of the prosecutor authorizing this PA request:

Carlton Gammons  
Assistant U.S. Attorney  
400 N. Tampa Street, Suite 3200, Tampa, Florida 33602  
Phone: (813) 301-3081  
Email: Carlton.Gammons@usdoj.gov

**BY SUBMITTING THIS FORM, THE PROSECUTOR COMMITS TO:**

**(1) PREPARING A FORMAL EXTRADITION REQUEST WITHIN THE TIME SPECIFIED BY OIA UPON THE ARREST OF THE FUGITIVE IN CANADA; AND**

**(2) ACCEPTING RESPONSIBILITY FOR EXTRADITION-RELATED COSTS.**

**Statement of Facts**  
**Supporting the Provisional Arrest of Sebastien Vachon-Desjardins**

**The NetWalker Ransomware**

1. Since in or around August 2019, the U.S. Federal Bureau of Investigation (FBI) has been investigating Sebastien Vachon (Vachon, *aka* Vachon-Desjardins)—a Canadian citizen who resides in Gatineau, Quebec—and others for their participation in ransomware<sup>1</sup> attacks involving a ransomware variant named “NetWalker.” The NetWalker Ransomware has been deployed on more than 100 victims, including municipalities, hospitals, law enforcement and emergency services, school districts, colleges, and universities. It has specifically targeted the healthcare sector during the COVID-19 pandemic, leveraging the global crisis to exert additional pressure on victims to pay for the return of data which has been encrypted. To date, global NetWalker attacks have resulted in the payment of the equivalent of tens of millions of (U.S.) dollars in ransoms.

2. Since at least as early as in or around March 2020, NetWalker has been advertised as ransomware-as-a-service (“RaaS”),<sup>2</sup> made up of developers and affiliates. Under this model, developers (or the “NetWalker organization”) are responsible for creating and updating the ransomware, and making it available through agreements with “affiliates”. Affiliates are individuals or groups of individuals who conduct research in order to identify high-value victims, and who actually launch the attacks on victim networks by using the ransomware code packages and tools obtained from Netwalker organization. FBI agents have observed, in connection with various Netwalker investigations, that the NetWalker affiliates are identification (ID) number and not by name. As more fully set forth below, the FBI has identified Sebastien Vachon-Desjardins as an affiliate of Netwalker, also known as User 128.

3. After a victim pays the demanded ransom according the instructions provided by the affiliate, the ransom is split between the Netwalker developers (the NetWalker organization) and affiliates in accordance with their agreement. On or about March 20, 2020, an individual using the moniker “Bugatti” posted an advertisement on a cybercriminal forum for NetWalker as a RaaS. The post—written in the Russian language with Cyrillic characters—outlined the process to become a NetWalker affiliate,

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<sup>1</sup> FBI agents with training and experience in ransomware investigations are aware that a “ransomware” attack is the use of specific malicious computer code to infiltrate and infect the target computer. The code is both a means to access and encrypt various forms of data, such that the owner of the data cannot decrypt or access it unless they pay a “ransom” typically made in a form of cryptocurrency, such as bitcoin. Victims are targeted specifically because either the data they possess is, in itself a valuable commodity – either because it is essential to the operations of the targeted victim itself, and/or consists of highly sensitive personal or financial data of individuals, which, if released could violate the privacy or other rights of the individuals. The release of such information would also expose the targeted victim to civil and/or criminal liability.

<sup>2</sup> FBI agents with training and experience in ransomware investigations are aware that Netwalker ransomware products, consisting of bundles of computer code and tools, is marketed and sold on the dark web specifically to bad actors who intend to steal sensitive digital data files for financial gain.



including requiring applicants to identify their area of technological expertise, experience, and other ransomware variants with which they had worked.

4. Victims of NetWalker ransomware generally learn their network has been compromised and its data encrypted via a ransom note delivered to their networked workstations in the form of a file. The ransom note provides the victim with a unique code and the URL to a website hosted on the dark web. For NetWalker attacks, the URL is for the NetWalker Tor Panel.<sup>3</sup> After gaining entrance to the Tor Panel, the victim is provided with the amount of ransom demanded (in bitcoin), and instructions for payment.

5. NetWalker is used not only to encrypt victim data, but it is also used to steal victim data. NetWalker ransomware attacks investigated by the FBI involve the theft of confidential business data, individual personal identifying information (PII), individual medical records, and educational records. Victims are targeted specifically because either the data they possess is, in itself a valuable commodity – either because it is essential to the operations of the targeted victim itself, and/or because it consists of confidential data of individuals, which, if released could expose those individuals or the targeted entity to civil or criminal liability. If a victim does not pay the ransom, the stolen data is often published online.

6. Since at least in or around May 2020, a website named “the NetWalker Blog” (the Blog) has existed—also on the dark web—for the exclusive purpose of facilitating the publication of stolen victim data. The Blog is accessible to anyone who uses the dark web, and might seek to use it as a resource for the various types of criminal conduct.

7. The NetWalker Blog is not encrypted, but is freely accessible to anyone on the dark web. FBI agents who accessed the Blog observed that, at times, the NetWalker Blog has provided links to a cloud storage and file hosting service, MEGA.NZ (MEGA), where stolen ransomware victim data had been uploaded. The NetWalker Blog lists the victim company or entity, a summary of the company’s services, and either a link to the stolen data or when it will be published. The NetWalker Blog also posts links to screenshots of data stolen from victims, in an apparent attempt to prove that the sensitive data has in fact been stolen.

#### Ransomware Attacks

8. On or about May 1, 2020, a telecommunications company headquartered in Florida (Victim #1) received a ransom note on one or more of its workstations indicating its network had been compromised by the NetWalker Ransomware. Victim #1’s confidential business data was stolen and encrypted. The ransom demanded was approximately US \$300,000 in bitcoin, which Victim #1 did not pay. Victim #1, however, estimated having spent approximately US \$1.2 million to respond to the attack, contain its damage, and restore operations to normal. Forensic analysis by Victim #1 of its computer network revealed that on or about April 30, 2020, a server using IP address 193.56.28.100 (later identified

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<sup>3</sup> The NetWalker Tor Panel refers to the dark web site controlled by the NetWalker developers/the NetWalker organization.

by the FBI as "Poland Server #1") had gained unauthorized access to Victim #1's network via the company's Pulse Secure Virtual Private Network (VPN).<sup>4</sup>

9. Based on data provided by Victim #1, and their training and experience in similar investigations, FBI agents understand that the NetWalker affiliate used Virtual Private Network (VPN), and routed traffic through Poland Server #1, as a means to assist in conducting and hiding the source of the hack.

10. On or about May 8, 2020, an education institution headquartered in California (Victim #2) received a ransom note on one or more of its workstations indicating its network had been compromised by the NetWalker Ransomware, and its internal non-public data encrypted. Victim #2 did not learn of the ransom amount, because it never visited the NetWalker Tor Panel as instructed by the ransom note. Forensic analysis by FBI of Victim #2's computer network revealed that Poland Server #1 had also gained unauthorized access to Victim #2's network via the company's Pulse Secure VPN.

11. FBI conducted surveillance of Poland Server #1 from the United States, and discovered that it contained an abundance of hacking tools, including those used to perform reconnaissance, elevate privileges, and steal information from a computer or network. Poland Server #1 also contained folders with customized ransomware deployment packages, also known as a "build." Each build is a zip file containing an executable file, PowerShell script, and text file identifying the victim—all the tools necessary to execute a ransomware attack. In total, investigators discovered 12 builds on Poland Server #1 that had names of identified NetWalker victims, including both Victim #1 and Victim #2.

12. On or about May 13, 2020, FBI investigators observed a new build on Poland Server #1 for a transport logistics company headquartered in France (Victim #3), and notified the FBI Legal Attaché that covers France. Unfortunately, the company did not receive the notification quickly enough. Victim #3 received a ransom note on one or more of its workstations on or about May 15, 2020, indicating its network had been compromised by the NetWalker Ransomware. The initial ransom demanded was approximately US \$50,000, and subsequently increased to approximately US \$2,000,000 the same day. Victim #3 did not pay the ransom. On or about May 26, 2020, FBI investigators observed on the NetWalker Blog that Victim #3's stolen data would be published on or about May 30, 2020, and also posted a screenshot of the sensitive data. FBI determined that, on or about May 30, 2020, Victim #3's data was linked on the NetWalker Blog via MEGA, the cloud storage and file hosting service used by the NetWalker organization to post stolen data.

13. On or about June 3, 2020, an education institution headquartered in California (Victim #4) received a ransom note indicating its network had been compromised by the NetWalker Ransomware.

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<sup>4</sup> Pulse Secure VPN, is a commercial service designed to provide secure, authenticated access for remote and mobile users from any web-enabled device to corporate resources. In this case, the VPN was being used by Victim #1 as part of its normal business operations.

Educational records containing individual student PII was stolen. The ransom demanded was approximately US \$3,000,000 in bitcoin. Victim #4 ultimately paid approximately US \$1.14 million in ransom. As of on or about June 3, 2020, the NetWalker Blog had posted that Victim #4's stolen data would be published on or about June 8, 2020. As evidence that the sensitive data had been stolen, FBI investigators observed that the NetWalker Blog also provided MEGA links to data stolen from Victim #4. MEGA also identified IP address 193.56.28.33 ("Poland Server #2") as having logged into an account responsible for uploading NetWalker victim data.

### The Poland Servers

14. FBI investigators determined that both Poland Server #1 (193.56.28.100) and Poland Server #2 (193.56.28.33) resolved to a single telecommunications provider in Olsztyn, Poland. In or around September 2020, investigators received official copies of Poland Server #1 and Poland Server #2 from the Polish authorities pursuant to a Mutual Legal Assistance Treaty request. FBI authorities conducted a forensic analysis of the servers. The contents of Poland Server #1 had largely been wiped clean. The recycle bin, however, did contain a directory with the same files that investigators had previously observed, including those relating to Victim #1, Victim #2, and Victim #3.

15. The contents of Poland Server #2 provided connections to an individual named "Sebastien Vachon." On the server, FBI investigators discovered a file named "2.png," that depicted a screenshot of several files. According to the metadata attached to these files,<sup>5</sup> "Sebastien Vachon" had created and modified at least one of the files as recently as in or around June 2020. The server also provided clues as to the location of its user. In or around June 2020, the Google Chrome autofill function indicated that the user had saved the address "36 Desforges, Gatineau, J8R 2W1." Also, in July 2020, the user had viewed a webpage tracking the delivery of a physical package that had been sent to Gatineau, Quebec.

16. The contents of Poland Server #2 also provided additional connections to the NetWalker Ransomware services. According to the web history data on that server, NetWalker User ID 128, whom the FBI has reason to believe, based on circumstantial data, is Vachon, had registered on the cybercriminal forum (discussed in paragraph 3, above), where NetWalker was first advertised. Additionally, the same user had either visited the email inbox or saved the username of email addresses (mcgamegaup@protonmail.com and syrs@pm.me), which were connected to the individual who had uploaded data stolen from Victim #3 and Victim #4 on the NetWalker Blog.

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<sup>5</sup> The term "metadata" as used here refers to data that provides information about other data, and specifically, the file properties. Metadata can include the date when a file was created, modified, the identity of the user who created, modified or accessed the file, the location where the file was created and other information. Not all files contain all possible forms of metadata and the metadata can be stripped or deleted from a file, in whole or in part.

## The Bulgaria Server

17. During the course of the investigation, FBI investigators were able to identify the IP address hosting the NetWalker Tor Panel, as a telecommunications provider in Ispereh, Bulgaria. In or around September 2020, the FBI received an official copy of the Bulgaria Server from the Bulgarian authorities pursuant to a Mutual Legal Assistance Treaty request (the Bulgaria Server).

18. FBI conducted a forensic analysis, and learned that the Bulgaria Server contained detailed transactional information, which was used to populate the Tor Panel and Blog. All affiliates are identified by User ID. The records revealed that User ID 128 had been active since in or around April 2020, and ranked first among affiliates in amount of bitcoin received in ransoms, collecting approximately 1,433.57674 bitcoin more than US \$ 27 million.

19. Based on the agents' training, experience, and knowledge of the case, including the facts outlined herein, FBI believes that User ID 128 is Vachon. User ID 128 ranked second among affiliates in number of builds<sup>6</sup> (144 builds), including the builds of Victim #1, Victim #2, Victim #3, Victim #4, and many others. The Bulgaria Server contained information related to the NetWalker Blog, including nearly 500 files depicting screenshots of sensitive data stolen from victims. Among those, User ID 128 was associated with 302 of the screenshots. According to the metadata of those 302 files, "Sebastien Vachon" was either the "creator" or "author" of 73 screenshots, including those related to Victim #3 and Victim #4. The metadata attached to the balance of the screenshots did not contain information regarding the "author" or "creator" of those files.

## Identification of Sebastien Vachon

20. According to records from Google, lawfully obtained in the United States, around the time Victim #3 was attacked by the NetWalker Ransomware (on or about May 15, 2020), Poland Server #1's IP address (which had been identified in connection with the ransomware attack on Victim #3?) had logged into Google account skankhunther@gmail.com. Records for that account, lawfully obtained in the United States, indicated that it was controlled by Sebastien Vachon.

21. The second email sent from skankhunther@gmail.com on or about September 25, 2017, approximately six days after the account's creation (on or about September 19, 2017), was sent to email address svachon@hotmail.fr (as described in the next section, this address has been confirmed to belong to Vachon). Additionally, on January 17, 2018, skankhunther@gmail.com received an email receipt from Google for the purchase of a "Google Home Mini," which had been shipped to "Sebastien Vachon" at "36 Rue Desforges, Gatineau, QC, J8R 2W1, Canada."

22. Google also provided records, as of September 2020 of more than 35,000 internet searches conducted and websites visited by the skankhunther@gmail.com account holder, which revealed

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<sup>6</sup> See para. 11

connections to the NetWalker Ransomware. On numerous occasions, the accountholder searched or visited websites containing the words "NetWalker" and "ransomware." The skankhunter@gmail.com accountholder researched on the Internet more than 50 entities which were later identified as NetWalker victims (at that time, prior to the ransomware attack), including Victim #1, Victim #2, Victim #3, and Victim #4. Searches regarding Victim #2 occurred on May 7, 2020, prior to the discovery of the attack by Victim #2 on May 8, 2020. Likewise, searches were conducted of Victim 4 as early as May 31, 2020, when the victim did not become aware of the attack until June 1, 2020. Searches for Victim 1 and Victim 3 were only done after the victims became aware of the attacks. On dozens of occasions, the accountholder also researched the specific vulnerability used to attack Victim #1 and Victim #2's network—the Pulse Secure VPN.

23. In or around August 2020, FBI investigators lawfully obtained from Microsoft in the United States, records for the svachon@hotmail.fr email account. Microsoft records identified the subscriber of that account as "Sebastien Vachon." In addition to the subscriber information, the contents of the account established that it was controlled by Vachon. The account contained two photos of Vachon holding his Quebec driver's license and a sheet of paper bearing his full name as Sebastien Vachon-Desjardins, a date, and the name of a cryptocurrency exchange. Those photographs are attached to this request. The email account also contained correspondence from Banque Nationale du Canada (National Bank of Canada) in Vachon's name, and listing Vachon's known address (36 Rue Desforges, Gatineau (QC) J8R 2W1). The account also contained a bill from Bell Canada, a Canadian telecommunications company, that was addressed to Vachon at this same address.

24. The contents of the svachon@hotmail.fr account also linked Vachon directly to the ransom payment of a NetWalker Ransomware attack of an education company headquartered in the State of Washington (Victim #5). In or around May 2020, Victim #5 was victimized by the NetWalker Ransomware. Victim #5 paid approximately 10.479 bitcoin [approximately US \$94,877 on the date of the transaction] in ransom. A review of the svachon@hotmail.fr account revealed two unrelated bitcoin transactions that Vachon had conducted on or about May 22 and 24, 2020. Those transaction hashes revealed that the cluster<sup>7</sup> out of which Vachon paid, had received 8.16856429 bitcoin [approximately \$72,374.21 on the date of the transaction] of the Victim #5 ransom on or about May 26, 2020. As further corroboration, investigators discovered a build for this victim on Poland Server #1, and Vachon had researched this victim using the skankhunter@gmail.com account. Additionally, according to the metadata of the screenshots found on the Bulgaria Server, "Sebastien Vachon" created all five screenshots associated with Victim #5.

25. Throughout the entire course of the investigation, Vachon has been linked to 36 Rue Desforges, Gatineau, QC, J8R 2W1, Canada, including through: (1) his current Quebec-issued driver's

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<sup>7</sup> A "cluster" is a collection of bitcoin addresses that are assessed to be controlled by one person or entity. In other words, a cluster is an estimate of all of the bitcoin addresses (and its bitcoins) contained in a user's bitcoin wallet or wallets.

license, (2) correspondence from Banque Nationale du Canada and Bell Canada; and (3) physical surveillance as recently as December 2020.

Identification and Urgency

26. The FBI lawfully obtained, in the United States, three unique images from contents of the svachon@hotmail.fr email account. Photograph 1 is an image of a Quebec drivers' license number V2538-110787-04, issued on 2016-02-26 to "Vachon-Desjardins, Sebastien". It bears his photograph, signature and date of birth (1987-07-11), and address 36 Rue DesForges, Gatineau (QC) J8R 2W1. Photograph 2 depicts VACHON wearing a red shirt, holding a hand-written note "Bit Buy use only 2019-09-23" and includes an image of a Quebec driver's license V2538-110787-04, including the same date of birth, address and photograph, but issued on 2019-05-10. Photograph 3 depicts VACHON wearing glasses, and holding a green hand-written note "KuCoin 2019-01-20 Sebastien Vachon" and the same Quebec drivers' license depicted in Photograph 1, number V2538-110787-04, issued on 2016-02-26 to "Vachon-Desjardins, Sebastien".

27. In 2020 alone, U.S. authorities have identified dozens of NetWalker Ransomware attacks, resulting in the payment of 1,433.57674 bitcoin in ransoms (a current value of more than US \$27 million). Based on the data obtained from the Bulgaria Server, Vachon is the most profitable NetWalker affiliate. This substantial amount of cryptocurrency—which investigators have been unable to track to date—would greatly facilitate his flight from prosecution. Additionally, as of the date of the most recent records from Google, lawfully obtained in the United States on or about September 2020, Vachon was actively researching new victims to attack with the NetWalker Ransomware, thereby presenting an ongoing danger to others. In addition to Vachon's potential flight, it is very likely that he has, and will continue, to conduct ransomware attacks, thereby presenting a real and persistent danger to others.

28. As part of a coordinated, international law enforcement action, FBI is planning to seize and disable the Bulgaria Server in January 2021, effectively ceasing the operation of the NetWalker Ransomware. As part of the operation, FBI will replace the NetWalker Tor Panel welcome page with a banner indicating that law enforcement has taken over the website. It is likely that most, if not all, developers and affiliates, including Vachon, will immediately become aware of this law enforcement action. U.S. authorities request that Vachon's arrest be conducted contemporaneously with the action, so as to not jeopardize the investigation by giving Vachon an opportunity to flee, or destroy and tamper with evidence.

29. The prosecutor commits to:

(1) Preparing a formal extradition request within the time specified by the Office of International Affairs/U.S. Department of Justice, upon the arrest of the fugitive in Canada; and

(2) accepting responsibility for extradition-related costs.

Québec

Permis de conduire

**V2538-110787-04**

**VACHON-DESJARDINS  
SEBASTIEN**

Date de naissance (A-M-J) : **1987-07-11**

**36 RUE DESFORGES  
GATINEAU  
(QC) J8R 2W1**



Sexe : **M**

Classe(s) : **5**

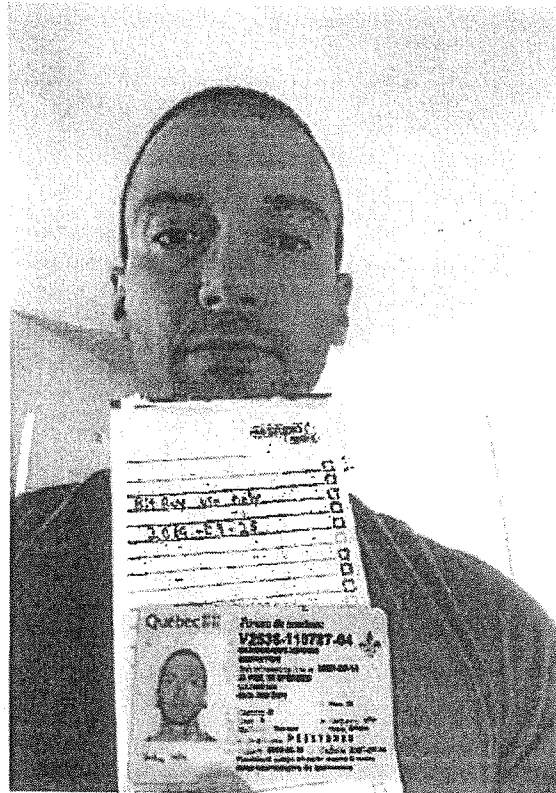
Cond. : **A**

Mention(s) : **Aucune**

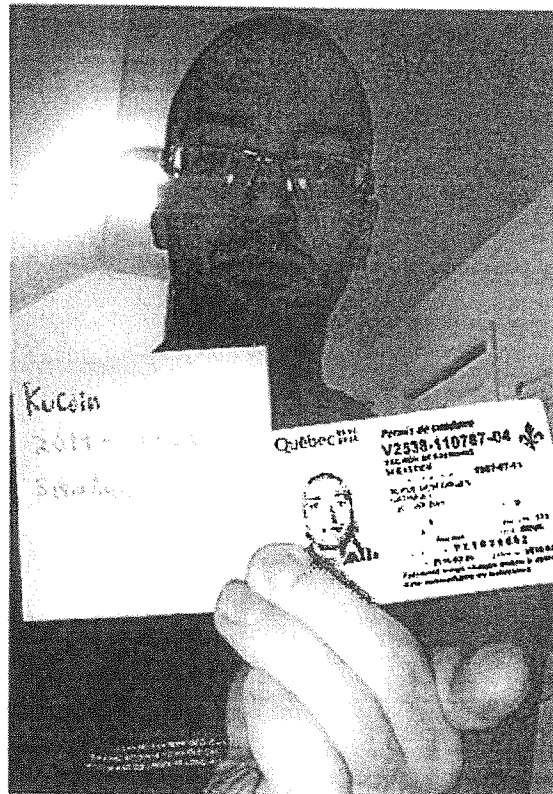
N° de référence : **P E T R 7 9 8 9 2**

valable le : **2016-02-26** ; Expiré le : **2019-11-11**  
paiement exigé chaque année à votre date anniversaire de naissance

Québec







# UNITED STATES DISTRICT COURT

for the  
Middle District of Florida

DEC -3 AM 9:13  
CLERK, US DISTRICT COURT  
MIDDLE DISTRICT FLORIDA  
TAMPA, FLORIDA

United States of America  
v.

SEBASTIEN VACHON-DESJARDINS

Case No. 8:20-cr-206-T-02-SRF

)  
)  
)  
)  
)

SEARCHED  
SERIALIZED  
INDEXED  
FILED

Copy 12/13/2020

*Defendant*

## 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) SEBASTIEN VACHON-DESJARDINS  
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:

Conspiracy to Commit Computer Fraud, in violation of 18 U.S.C. § 371; Conspiracy to Commil Wire Fraud, in violation of 18 U.S.C. § 1349; Intentional Damage to a Protected Computer, in violation of 18 U.S.C. §§ 1030(a)(5)(A), (c)(4)(A)(i)(I), (c)(4)(A)(i)(VI), and (c)(4)(B)(i); and Transmitting a Demand in Relation to Damaging a Protected Computer, in violation of 18 U.S.C. §§ 1030(a)(7)(B), (a)(7)(C), and (c)(3)(A).

Date: DEC 03 2020

*Jenica Dahl*  
Issuing officer's signature

City and state: Tampa, Florida

ELIZABETH WARREN, Clerk, United States District Court  
Printed name and title

Return	
This warrant was received on (date) _____, and the person was arrested on (date) _____ at (city and state) _____	
Date: _____	Arresting officer's signature _____
	Printed name and title _____

# ANNEXE 2

Au : Procureur général du Canada

Dans l'affaire d'une demande d'extradition en vertu de la *Loi sur l'extradition*, L.C. 1999, ch. 18

**COUR SUPÉRIEURE DU QUÉBEC**

ENTRE :

**LE PROCUREUR GÉNÉRAL DU CANADA**  
(au nom des États-Unis d'Amérique)

— et —


**SÉBASTIEN VACHON-DESJARDINS**  
**AUSSI CONNU SOUS LE NOM DE SÉBASTIEN VACHON**

**AUTORISATION DE DEMANDER L'ÉMISSION D'UN**  
**MANDAT D'ARRESTATION PROVISOIRE**  
(Article 12 de la *Loi sur l'extradition*)

Les États-Unis d'Amérique ont demandé au Canada de procéder à l'arrestation provisoire de Sébastien Vachon-Desjardins aussi connu sous le nom de Sébastien Vachon.

Le Procureur général du Canada est autorisé à demander l'émission d'un mandat d'arrestation provisoire.

Fait à Gatineau le 22<sup>ième</sup> jour de janvier 2021.

  
Cathy Chagnon, Avocate-conseil  
Service d'entraide internationale  
Pour le ministre de la Justice du Canada

# ANNEXE 3

CANADA  
PROVINCE DE QUÉBEC  
DISTRICT DE GATINEAU

COUR SUPÉRIEURE  
(Chambre criminelle)

N°:

550-68-000035-213

COPIE CERTIFIÉE

  
Greffier adjoint

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DEMANDE D'ÉMISSION D'UN  
MANDAT D'ARRESTATION  
PROVISOIRE PRÉSENTÉE PAR  
LE PROCUREUR GÉNÉRAL DU  
CANADA EN VUE D'UNE  
DEMANDE D'EXTRADITION QUI  
SERA PRÉSENTÉE PAR LES  
ÉTATS-UNIS D'AMÉRIQUE

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**REQUÊTE EX PARTE VISANT L'OBTENTION D'UN  
MANDAT D'ARRESTATION PROVISOIRE**

*Article 13 de la Loi sur l'extradition*

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À L'UN DES HONORABLES JUGES DE LA COUR SUPÉRIEURE DE LA PROVINCE  
DE QUÉBEC, SIÉGEANT EN CHAMBRE, LE REQUÉRANT EXPOSE CE QUI SUIT :

1. Les États-Unis d'Amérique ont présenté une demande d'arrestation provisoire visant Sébastien VACHON-DESJARDINS, aussi connu sous le nom de Sébastien Vachon (ci-après « l'intéressé »), en attendant la présentation d'une demande pour son extradition. La demande d'arrestation provisoire est jointe à la présente requête sous l'**annexe A**;
2. Me Cathy Chalifour, représentante du ministre, a émis le 22 janvier 2021 une autorisation au Procureur général du Canada afin de présenter une demande pour l'arrestation provisoire de l'intéressé. Une copie de cette autorisation est jointe à la présente requête sous l'**annexe B**;
3. Sylvain Desormeaux, détective/sergent au sein du Service de police de la Ville de Gatineau, a déposé un affidavit qui est joint à la présente requête sous l'**annexe C**;
4. Les États-Unis d'Amérique ont confirmé qu'une demande pour l'extradition de l'intéressé sera présentée au Canada dans les soixante (60) jours de son arrestation provisoire;

5. L'intéressé fait l'objet d'un mandat d'arrestation aux États-Unis d'Amérique, tel que mentionné dans la demande d'arrestation provisoire jointe à la présente requête sous l'annexe A;
6. Tel qu'il appert de l'affidavit du Détective/Sergent Desormeaux, il existe des motifs raisonnables de croire que l'intéressé se trouve au Canada, donc sous la juridiction de cette Cour;
7. Il est nécessaire dans l'intérêt public de décerner un mandat contre l'intéressé pour les motifs énoncés dans la demande d'arrestation provisoire et l'affidavit;

**EN CONSÉQUENCE, VOUS PLAISE :**

- |                   |  |
|-------------------|--|
| <b>ACCUEILLIR</b> | la présente requête;   |
| <b>ÉMETTRE</b>    | un mandat pour l'arrestation provisoire de l'intéressé;  |
| <b>ÉMETTRE</b>    | une autorisation de pénétrer dans la maison d'habitation sise au 36 rue Desforges, Gatineau, Québec, en vertu de l'article 529 du <i>Code criminel</i> ; |
| <b>RENDRE</b>     | toute autre ordonnance jugée opportune.  |

Signé à Gatineau, district de  
Gatineau, ce 26 janvier 2021



**Me Véronique Rousseau**  
Substitut du procureur général du  
Canada

N° :

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DEMANDE D'ÉMISSION D'UN  
MANDAT D'ARRESTATION  
PROVISOIRE PRÉSENTÉE PAR LE  
PROCUREUR GÉNÉRAL DU  
CANADA EN VUE D'UNE DEMANDE  
D'EXTRADITION QUI SERA  
PRÉSENTÉE PAR LES ÉTATS-UNIS  
D'AMÉRIQUE

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AFFIDAVIT

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Je, Détective/Sergent Sylvain Desormeaux, agent de la paix au sein du Service de police de la Ville de Gatineau, exerçant au 590, boulevard Gréber, Gatineau, Québec, ayant été dûment assermentée, déclare ce qui suit :

1. Je suis membre du Service de police de la Ville de Gatineau (ci-après « SPVG ») et j'occupe le rang de détective/sergent.
2. J'ai été informé que les États-Unis d'Amérique (ci-après « États-Unis ») sollicitent l'arrestation provisoire de Sébastien VACHON-DESJARDINS, aussi connu sous le nom de Sébastien Vachon, né le 11/07/1987.
3. Dans le cadre de cette affaire, j'ai pris connaissance de la demande d'arrestation provisoire, incluant l'identification de VACHON-DESJARDINS, envoyée par les États-Unis.
4. Selon le Federal Bureau of Investigation (ci-après « FBI »), VACHON-DESJARDINS a utilisé le rançongiciel « Netwalker » afin de voler de diverses victimes des fichiers de données numériques possédant des informations sensibles pour obtenir un gain financier.
5. Un rançongiciel est un type de maliciel qui infiltre l'ordinateur ou le système informatique de sa victime et bloque l'accès à ses données. L'attaquant exige une rançon payable, habituellement en monnaie numérique (ex- bitcoins), du propriétaire des données avant qu'il/elle puisse récupérer ses fichiers.



6. Selon la demande d'arrestation provisoire, VACHON-DESJARDINS habite au 36 rue Desforges à Gatineau, Québec. Lors de l'enquête américaine, son lieu de résidence a été confirmé avec son permis de conduire du Québec, sa correspondance avec la Banque Nationale du Canada et Bell Canada, ainsi que la surveillance policière de sa résidence aussi récemment qu'en décembre 2020.
7. En 2019 et 2020, j'ai participé à une enquête de trafic de stupéfiants du SPVG lors de laquelle VACHON-DESJARDINS fut arrêté. Également, j'étais présent en février 2020 lors de son arrestation et de son interrogatoire au poste de police pour cette enquête.
8. J'ai vu les photos incluses dans la demande d'arrestation provisoire et je confirme qu'il s'agit bel et bien de VACHON-DESJARDINS.
9. Je crois qu'il est nécessaire dans l'intérêt public d'arrêter VACHON-DESJARDINS pour les raisons suivantes qui sont établies dans la demande d'arrestation provisoire:
  - Il est recherché par les États-Unis afin de subir un procès pour des accusations sérieuses de fraudes commises par ordinateur;
  - En août 2019, le FBI débute une enquête visant VACHON-DESJARDINS et autres comme attaquants qui utilisent le rançongiciel « Netwalker » pour infecter les réseaux informatiques de plusieurs victimes. VACHON-DESJARDIN et les attaquants exigent qu'une rançon soit payée pendant une limite de temps si les victimes veulent se faire remettre leurs fichiers;
  - Certaines des victimes de VACHON-DESJARDINS sont des établissements d'enseignement, une entreprise de logistique de transport ainsi qu'une compagnie de télécommunications. Ces organismes se font voler des données confidentielles et menacer que ces renseignements seront publiés en ligne si la rançon n'est pas payée;
  - La preuve circonstancielle établit que VACHON-DESJARDINS s'est affilié avec l'organisation « Netwalker » et se sert du nom d'utilisateur « User 128 »;
  - Suite à une analyse médico-légale du serveur informatique en Bulgarie qui héberge le « Netwalker Tor Panel » (le site de l'Internet clandestin contrôlé par l'organisation « Netwalker »), le FBI détermine que « User 128 » est actif depuis le mois d'avril 2020 et qu'il est l'utilisateur ayant amassé le plus grand nombre de rançons, soit une valeur approximative de 27 millions de dollars U.S. en bitcoin;
  - Le FBI obtient des dossiers électroniques de Google et détermine que l'adresse Internet « Poland Server #1 », utilisée lors de l'attaque de rançongiciel des victimes, s'était connectée au compte email skankhunther@gmail.com;

- Les comptes email skankhunther@gmail.com et svachon@hotmail.fr sont enregistrés à VACHON-DESJARDINS. Le FBI découvre des recherches par Internet incluant au-delà de 50 organismes qui, par la suite, deviennent des victimes de « Netwalker ». Des renseignements personnels y sont également trouvés, tels que trois photos de VACHON-DESJARDINS (les photos jointes à la demande), un reçu pour l'achat d'un « Google Home Mini » incluant son nom et son adresse postale à Gatineau, ainsi que de la correspondance avec la Banque du Canada et Bell Canada contenant ses renseignements personnels;
- En mai 2020, une compagnie située dans l'État de Washington aux États-Unis paie une rançon suite à une attaque de rançongiciel « Netwalker ». Une analyse du compte email svachon@hotmail.fr révèle que VACHON-DESJARDINS utilise une partie des bitcoins payés par cette victime lors de deux transactions bitcoin indépendantes;

#### Les motifs d'urgence pour l'arrestation provisoire de VACHON-DESJARDINS

- Le 27 janvier 2021, la Gendarmerie royale du Canada planifie d'exécuter un mandat de perquisition à la maison d'habitation de VACHON-DESJARDINS sise au 36 rue Desforges à Gatineau, Québec;
- En même temps que le mandat de perquisition ci-dessus sera exécuté, le FBI s'attend de désactiver le serveur informatique en Bulgarie sur lequel opère le rançongiciel « Netwalker ». À ce moment, un message sur le site indiquera que des organismes d'application de la loi contrôlent le site web du « Netwalker Tor Panel » donc les utilisateurs, incluant VACHON-DESJARDINS, seront avisés dès qu'ils visiteront le site;
- Selon les informations obtenues par le FBI, VACHON-DESJARDINS est l'affilié « Netwalker » le plus profitable de l'organisation. Il possède une quantité substantielle de crypto-monnaie, ce qui pourrait faciliter sa fuite afin d'éviter des poursuites judiciaires;
- Les plus récents (septembre 2020) dossiers électroniques de Google établissent que VACHON-DESJARDINS recherche des nouvelles victimes à poursuivre avec le rançongiciel « Netwalker ». Par conséquent, il demeure un danger pour la sécurité publique.

10. Pour les raisons évoquées ci-dessus, je sou mets respectueusement qu'il existe des motifs raisonnables permettant l'émission d'un mandat d'arrestation provisoire visant VACHON-DESJARDINS, ainsi qu'une autorisation de pénétrer dans la maison d'habitation sise au 36 rue Desfor ges, Gatineau, Québec.

Signé à Gatineau, district de Gatineau, ce  
26 janvier 2021

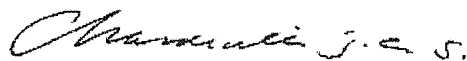


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Détective/Sergent Sylvain Desormeaux  
Service de police de la Ville de Gatineau

Assermenté devant moi à Gatineau,  
District de Gatineau, ce 26 janvier  
2021



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Hon. Catherine Mandeville, J.C.S.

District **Gatineau**  
Localité / Locality **Gatineau** 550-68-000035-213  
Dossier / Record  
Corps policier / Police Force **SPVG/GCPD**

AUX AGENTS DE LA PAIX DE LA PROVINCE DE QUÉBEC / TO THE PEACE OFFICERS  
IN THE PROVINCE OF QUÉBEC

No séquentiel / Sequential No  
No d'événement / Occurrence No  
Code statistique / Statistical Code

Le présent mandat est délivré pour l'arrestation de / This warrant is issued for the arrest of  
né le / born on **Sébastien Vachon-Desjardins**  
**1987/07/11**  
adresse / address **36 rue Desforges**  
**Gatineau (Québec)**  
**J8R 2W1**

(ci-après appelé l'intéressé(e) / hereinafter called the person sought)

ATTENDU QUE l'intéressé(e) est visé(e) par une demande d'arrestation provisoire qui énonce l'(les) infraction(s) suivante(s) / WHEREAS the person sought is named in a Request for provisional arrest that states the following offence(s) :

**Accusations aux États-Unis de fraudes commises par ordinateur**


ET ATTENDU qu'il y a des motifs raisonnables de croire qu'il est nécessaire dans l'intérêt public de délivrer le présent mandat d'arrestation provisoire / AND WHEREAS there are reasonable grounds to believe that it is necessary in the public interest to issue this provisional arrest warrant.

À CES CAUSES, LES PRÉSENTES ONT POUR OBJET DE VOUS ENJOINDRE, AU NOM DE SA MAJESTÉ, D'ARRÊTER IMMÉDIATEMENT L'INTÉRESSÉ(E) ET DE L'AMENER DEVANT / THIS IS, THEREFORE, TO COMMAND YOU, IN HER MAJESTY'S NAME, FORTHWITH TO ARREST THE PERSON SOUGHT AND TO BRING HER/HIM BEFORE la Cour supérieure du Québec / the Superior Court of Québec POUR QU'ELLE SOIT TRAITÉ(E) SELON LA LOI / TO BE DEALT WITH ACCORDING TO LAW.

ATTENDU qu'il y a des motifs raisonnables de croire que l'intéressé(e) se trouve ou se trouvera dans / WHEREAS there are reasonable grounds to believe that the person sought will be present in inscrire l'adresse (SI PREUVE SUFFISANTE. SINON, EFFACEZ TOUT CE PARAGRAPHE ET LE SUIVANT)

LE PRÉSENT MANDAT est également délivré conformément à l'article 529 du Code criminel pour vous autoriser à pénétrer dans cette maison d'habitation pour y arrêter le prévenu, sous réserve de la condition suivante : vous ne pouvez pénétrer dans la maison d'habitation que si, au moment de le faire, vous avez des motifs raisonnables de croire que l'intéressé s'y trouve. / This warrant is also issued in accordance to section 529 of the Criminal Code to authorize you to enter that dwelling-house for the purpose of arresting or apprehending the person sought, subject to the condition that you may not enter the dwelling-house unless you have, immediately before entering the dwelling-house, reasonable grounds to believe that the person sought is present in the dwelling-house.

COPIE CONFORME / TRUE COPY

  
Me Véronique Rousseau  
Substitut du procureur général du Canada /  
Counsel for the Attorney General of Canada

À / At **Gatineau**, le / on **26 janvier 2021**, à / at heures / hours

**HON. CATHERINE MANDEVILLE, J.C.S.**

Juge de la Cour supérieure du Québec (en lettres capitales) / Judge of the Superior Court of Québec (in block letters)

Juge de la Cour supérieure du Québec / Judge of the Superior Court of Québec

INTÉRESSÉ(E)

# ANNEXE 4

**REVISED RECORD OF THE CASE FOR PROSECUTION  
FOR EXTRADITION OF SEBASTIEN VACHON-DESJARDINS**

1. The United States requests the extradition of Sebastien Vachon-Desjardins, also known as Sebastien Vachon (“VACHON”) to stand trial. The United States prosecution will be based on the evidence summarized as follows:

**A. The NetWalker Ransomware**

2. Since in or around August 2019, the U.S. Federal Bureau of Investigation (FBI) has been investigating VACHON—a Canadian citizen who resides in Gatineau, Quebec—and others for their participation in ransomware attacks involving a ransomware variant named “NetWalker.” Ransomware is a type of malware that is used to compromise and restrict access to a victim’s computer network in an effort to extract a ransom.

3. **FBI Special Agent Daniel Sirmons** (“SA Sirmons”), would testify as follows: He is the case agent primarily responsible for this investigation and he has been a Special Agent with the FBI for approximately 25 years. SA Sirmons has attended over 500 hours of training in various aspects of criminal investigation, including classes dealing specifically with cyber investigations and cyber-related technical training. In his capacity as a special agent with the FBI, he has conducted investigations into both criminal and national security matters.

4. Since at least as early as March 2020, NetWalker has been advertised as ransomware-as-a-service (“RaaS”) on cybercriminal forums, featuring developers and affiliates.<sup>1</sup> For example, on March 20, 2020, an individual using the moniker “Bugatti”

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<sup>1</sup> SA Sirmons will testify that under the RaaS model, developers are responsible for creating and updating the ransomware, and making it available to affiliates. Based on NetWalker advertisements on cybercriminal

posted on a cybercriminal forum named XSS.is, advertising “NetWalker” as a RaaS. The post—written in the Russian language with Cyrillic characters—outlined the process to become a NetWalker affiliate, including requiring applicants to identify their area of expertise, experience, and other ransomware variants with which they had worked.

5. **SA Sirmons** viewed this post, and will be able to testify as to its content.

Below is the text of the post, as translated by an FBI translator.

We are hiring adverts to process networks and spam. We are interested in people who work for quality, but for quantity. We give preference to those who knows how to work with large networks and has their own material. We are hiring a limited number of partners and we stop hiring until positions become available. We offer you a fast locker with a flexible configuration, convenient admin[istrative] panel in TOR, and automatic service. Access to service is via encryption of files from AV. VERified adverts are issued ready material in the format (ip\domain admin account\access to ns\info about AV\organization name\revenue) for network processing. The locker has been operational since September 2019 and has gained a good reputation, and it cannot be decrypted. More details about the locker and terms of of the job will be provided once you complete an application in PM. Application format: 1) What is your area of expertise? 2) Your experience. What partner programs have you worked with and what profit have you had? 3) How much material do you have and when are you ready to start? How much material do you plan on processing?

6. Based on victim interviews, **SA Sirmons** has learned and would testify that a victim company generally learns that its computer network has been compromised and its data encrypted via the delivery of a ransom note in the form of a file. Below, a representative ransom note has been recreated in part:

Hi! Your files are encrypted by Netwalker . . . If for some reason you read this text before the encryption ended, this can be understood by the fact that the computer slows down, and your heart rate has increased due to the ability to turn it off, then we recommend that you move away from the

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forums, interviews of NetWalker victims, and evidence obtained from a server located in Bulgaria, SA Sirmons is expected to testify that affiliates are responsible for identifying and attacking high-value victims with the ransomware. After a victim pays, then the developers and affiliates split the ransom.

computer and accept that you have been compromised. Rebooting/shutdown will cause you to lose files without the possibility of recovery . . . Our encryption algorithms are very strong and your files are very well protected, the only way to get your files back is to cooperate with us and get the decrypter program. Do not try to recover your files without a decrypter program, you may damage them and then they will be impossible to recover. For us this is just business.

7. The ransom note also provides the victim with a unique code and the URL to a website hosted on the dark web (“NetWalker Tor Panel”).<sup>2</sup> To gain access to the NetWalker Tor Panel, the victim must enter the unique code. After gaining entrance, the victim is provided with the amount of ransom demanded (in bitcoin), and instructions for payment. The victim can also communicate directly with a NetWalker developer and/or affiliate on the NetWalker Tor Panel via a chat function.

8. Based on victim interviews, **SA Sirmons** has learned and would testify that NetWalker is used not only to encrypt victim data, but it is also used to steal victim data. If a victim does not pay the ransom, the stolen data is often published online. Since at least May 12, 2020, a website named “the NetWalker Blog” has existed on Tor for the exclusive purpose of facilitating the publication of stolen victim data. The NetWalker Blog is accessible to anyone who uses the dark web, and might seek to use it as a resource for various types of criminal conduct. The stolen victim data may consist of the company’s sensitive intellectual property or financial records, or personally identifiable information of the company’s customers. Such data may be used both to the advantage of the criminal, and detriment to the victim company. For example, stolen personally identifiable

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<sup>2</sup> **SA Sirmons** will testify that the Onion Router (“Tor”) is a network of computers distributed around the world designed to conceal the true IP addresses of the network’s users. The Tor network also enables websites to operate in a manner that conceals the true IP address of the server hosting the website.



information may be used to fraudulently obtain a credit card, line of credit, identification card, or open a bank account.

9. At times, the NetWalker Blog has provided links to a cloud storage and file hosting service named MEGA.NZ (“MEGA”), where stolen data had been uploaded.

10. **FBI Computer Scientist Ryan Frampton** (“Computer Scientist Frampton”) has visited the NetWalker Blog on numerous occasions and would testify that he observed that the website lists the victim company, a summary of the company’s services, and either a link to the stolen data (referred to on the NetWalker Blog as “secret data”) or a date when the stolen data would be published. The NetWalker Blog has also posted links to screenshots of data stolen from victims, in an apparent attempt to prove that the sensitive data had in fact been stolen.

#### Ransomware Attacks

11. Victim #1 is a company based in Florida. **A company representative of Victim #1** is expected to testify that on May 1, 2020, it received a ransom note on multiple workstations indicating its network had been compromised by the NetWalker Ransomware. The ransom demanded was \$300,000 in bitcoin, which Victim #1 did not pay. To date, Victim #1 estimates having spent approximately \$1.2 million to respond to the attack, contain its damage, and restore operations to normal. Forensic analysis conducted by Victim #1 revealed that on April 30, 2020 at 23:57 UTC, a server using IP address 193.56.28.100 (later identified by the FBI as “Poland Server #1”), which was not authorized to access the Victim’s network, had gained unauthorized access to its network

via the company's Pulse Secure Virtual Private Network.<sup>3</sup> Victim #1 also discovered a PowerShell script on multiple servers affected by the ransomware attack.<sup>4</sup> The company identified the script's MD5 hash, and provided it to investigators.<sup>5</sup>

12. Victim #2 is a company based in California. A **company representative of Victim #2** is expected to testify that on May 8, 2020, it received a ransom note indicating its network had been compromised by the NetWalker Ransomware. Victim #2 did not learn of the ransom amount, because it never visited the NetWalker Tor Panel as instructed by the ransom note. Victim #2 provided investigators with a forensic copy of the compromised servers, which revealed that from May 6, 2020, to May 8, 2020, Poland Server #1 had also gained unauthorized access to its network via the company's Pulse Secure Virtual Private Network.

13. **Computer Scientist Frampton** would testify that in response to Poland Server #1's unauthorized access to the networks of Victim #1 and Victim #2 around the time of NetWalker Ransomware attacks, he used an internet-connected computer to connect to that IP address from May 11, 2020, to May 26, 2020. At times, the surveillance revealed the names, properties, and contents of files stored on Poland Server #1. Through this surveillance, Computer Scientist Frampton discovered that Poland Server #1 contained an abundance of software.

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<sup>3</sup> SA Sirmons will testify that Pulse Secure Virtual Private Network, or Pulse VPN, purports to provide secure, authenticated access for remote and mobile users from any web-enabled device to corporate resources.

<sup>4</sup> SA Sirmons will testify that Windows PowerShell is an automation engine and scripting language. It is designed to control and automate the administration of Windows operating systems and other applications.

<sup>5</sup> SA Sirmons will testify that an MD5 hash is a 32-digit alphanumeric code that can be used to uniquely identify a file.

14. **SA Sirmons** will testify that a several of the software discovered on Poland Server #1 could be used in furtherance of hacking; specifically to perform reconnaissance, elevate privileges, and steal information from a computer or network. Poland Server #1 also contained several folders with customized ransomware deployment packages, referred to herein as a “builds.” Each build is a zip file containing an executable file, PowerShell script, and text file identifying the victim. SA Sirmons will testify that these are all the tools necessary to execute a ransomware attack.

15. **Computer Scientist Frampton** would testify that he discovered 12 builds on Poland Server #1 that had names of identified NetWalker victims, including Victim #1 and Victim #2. Computer Scientist Frampton also discovered—and identified by MD5 hash—the exact PowerShell script that Victim #1 had found on multiple workstations affected by the May 1, 2020, NetWalker Ransomware attack. Computer Scientist Frampton would further testify that on May 13, 2020, he observed a new build on Poland Server #1 for Victim #3—a company based in France.<sup>6</sup>

16. **A company representative of Victim #3** is expected to testify that on or about May 15, 2020, Victim #3 received a ransom note indicating its network had been compromised by the NetWalker Ransomware. The initial ransom demanded was \$50,000, and subsequently increased to \$2,000,000 the same day. Victim #3 did not pay the ransom.

17. **Computer Scientist Frampton** would testify that on May 26, 2020, he observed that the NetWalker Blog indicated that Victim #3’s stolen data would be

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<sup>6</sup> SA Sirmons would testify that due to the global scale of the crimes, multiple domestic and foreign law enforcement agencies are conducting parallel investigations of the perpetrators, including the French authorities. The FBI has coordinated with French law enforcement throughout the investigation and accordingly determined the location of Victim #3.

published on or about May 30, 2020. The NetWalker Blog provided a screenshot of the sensitive data.

18. **Computer Scientist Frampton** observed that on May 30, 2020, Victim #3's data had been linked on the NetWalker Blog via MEGA.

19. **A Mega representative** would testify that the accountholder responsible for uploading Victim #3's data had used email address `cyrilleb[at]protonmail.com`.<sup>7</sup> MEGA also provided the FBI with four additional ProtonMail email addresses that it had linked to that accountholder: `syrs[at]pm.me`, `megamegaup[at]protonmail.com`, `v1cinonus[at]protonmail.com`, and `valuation[at]protonmail.com`.<sup>8</sup> MEGA suspended the offending account after it learned of the above conduct.

20. Victim #4 is a company located in California. **A company representative of Victim #4** would testify that on June 3, 2020, it observed a "security incident" that occurred within its network on June 1, 2020. The ransom demanded was \$3,000,000 in bitcoin. It ultimately paid \$1.14 million (in bitcoin) in ransom into a bitcoin wallet identified on the NetWalker Tor Panel.

21. **Computer Scientist Frampton** would testify that on June 3, 2020, he visited the NetWalker Blog and observed that it indicated that Victim #4's stolen data

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<sup>7</sup> SA Sirmons will testify that ProtonMail is a Switzerland-based email provider that controls the domains "pm.me" and "protonmail.com." The email service is end-to-end encrypted, and no personal information is required to create an account. These features, taken in conjunction with strict Swiss privacy laws, have made it very popular with cybercriminals.

<sup>8</sup> A MEGA representative would testify that when an accountholder accesses MEGA's website, MEGA collects certain information, including the browser that the accountholder uses. Through browser recognition, MEGA is able to link any subsequently-created account to the original account.

would be published on or about June 8, 2020.<sup>9</sup> As evidence that the sensitive data had been stolen, the NetWalker Blog also provided MEGA links to data stolen from Victim #4. For example, a screenshot—also taken from the June 3, 2020, BleepingComputer.com article—depicting a redacted Victim #4 application form had been posted on the NetWalker Blog.

22. A **MEGA representative** would testify that the accountholder responsible for uploading Victim #4's data to MEGA had used email address [Victim #4]network001[at]protonmail.com. MEGA also provided eight additional ProtonMail email addresses that it had linked to that accountholder, including all five email addresses linked to the uploading of Victim #3's victim data: cyrilleb[at]protonmail.com, syrs[at]pm.me, megamegaup[at]protonmail.com, v1cinonus[at]protonmail.com, and valuation[at]protonmail.com. Again, MEGA suspended the offending account after it learned of the above conduct.

23. MEGA also identified three IP addresses as having logged into accounts responsible for uploading NetWalker victim data to MEGA, including 193.56.28.33 ("Poland Server #2"). MEGA identified Poland Server #2 as having created the MEGA accounts associated with email addresses syrs[at]pm.me and megamegaup[at]protonmail.com, but could not produce the content uploaded by these accounts.

24. **SA Sirmons** will testify that after querying the IP addresses in law

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<sup>9</sup> This screenshot was taken from an article published on June 3, 2020, by BleepingComputer.com creator/owner Lawrence Abrams, titled "Netwalker ransomware continues assault on US colleges, hits [Victim #4]." The full article is available at [https://www.bleepingcomputer.com/news/security/netwalker-ransomware-continues-assault-on-us-colleges-hits-\[Victim #4\]/](https://www.bleepingcomputer.com/news/security/netwalker-ransomware-continues-assault-on-us-colleges-hits-[Victim #4]/).

enforcement databases, he discovered that both Poland Server #2 (193.56.28.33) and Poland Server #1 (193.56.28.100) resolved to the provider Sprint S.A., in Olsztyn, Poland. On July 1, 2020, investigators requested copies of the servers hosting these IP addresses, pursuant to a Mutual Legal Assistance Treaty (MLAT) request.

### The Poland Servers

25. On September 10, 2020, investigators received official copies of Poland Server #1 and Poland Server #2 from the Polish authorities, pursuant to the MLAT request. **Computer Scientist Frampton** would testify that he reviewed the copies. The contents of Poland Server #1 had largely been wiped clean. The folder where deleted items are temporarily stored, commonly identified as a “recycle bin,” however, did contain a directory with the same files that Computer Scientist Frampton had observed in May 2020.

26. The contents of Poland Server #2 provided a link to an individual named “Sebastien Vachon.” On the server, Computer Scientist Frampton discovered a file named “2.png,” that depicted a screenshot of several files. According to the file’s metadata,<sup>10</sup> “Sebastien Vachon” created the file on May 29, 2020, and had last modified the file on June 2, 2020. The server also provided clues as to the location of its user. For example, on July 18, 2020, the user had viewed a webpage titled, “Canada Post - Track a package by tracking number.” The link tracked a package that had been sent to Gatineau, Quebec. Additionally, on June 20, 2020, the Google Chrome autofill function indicated that the user

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<sup>10</sup> **SA Sirmons** would testify that the term “metadata,” as used here, refers to data that provides information about other data, and specifically, the file properties. Metadata can include the date when a file was created, modified, the identity of the user who created, modified or accessed the file, the location where the file was created and other information. Not all files contain all possible forms of metadata and the metadata can be stripped or deleted from a file, in whole or in part.

had saved the name “Sarah-Emilie Larocque” and address “36 Desforges, Gatineau, J8R 2W1,” an address in Quebec, Canada.<sup>11</sup>

27. The contents of Poland Server #2 also provided connections to the Netwalker Ransomware. According to the web history, on June 16, 2020, the user had registered on the cybercriminal forum where NetWalker was first advertised, XSS.is. The web history, however, did not reveal what account had been registered by the user. On June 17, 2020, the user had also visited an XSS.is forum page titled, “[PARTNER] NetWalker Ransomware | XSS.is.” Additionally, the user had visited the email inbox of megamegaup[at]protonmail.com on June 2, 2020, and the Google Chrome autofill function indicated that the user had saved the username “syrs[at]pm.me” on June 21, 2020. As discussed above, both of these ProtonMail email addresses were linked to the uploader of Victim #3 and Victim #4’s data on the Netwalker Blog.

#### The Bulgaria Server

28. On April 15, 2020, an FBI Online Covert Employee (“OCE”) accessed the NetWalker Tor Panel. **The OCE** would testify that while there, s/he was able to observe the website’s index page entity tag and the date that the index page had last been modified.<sup>12</sup>

29. **SA Sirmons** would testify that investigators then queried Shodan and Censys—two independent commercial tools that scan the internet and collect information

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<sup>11</sup> **SA Sirmons** will testify that the Google web browser, Chrome, has an autofill function. This function allows the browser to store previous user entries.

<sup>12</sup> **SA Sirmons** will testify that an entity tag helps a browser determine if it can retrieve the requested resource from local cache or if it must be retrieved from the server. This helps improve loading times since if the resource can be retrieved from local cache, the browser does not need to make an additional request to the server. Generally, entity tags are unique identifiers.

about internet-connected computers, including entity tags. After querying the entity tag and date modified, both Shodan and Censys returned only IP address 79.124.62.6 (“Bulgaria Server”), which resolved to the provider Fiberinternet.bg in Ispereh, Bulgaria. On May 5, 2020, investigators requested a copy of the server, pursuant to a MLAT request. On September 21, 2020, investigators received an official copy of the Bulgaria Server from the Bulgarian authorities, pursuant to the MLAT request.

30. **Computer Scientist Frampton** would testify that based on his forensic analysis of the Bulgaria Server, the server appears to be the backend server of the NetWalker Tor Panel and NetWalker Blog.<sup>13</sup>

31. The Bulgaria Server contained detailed transactional information as to each affiliate. The records revealed that from February 29, 2020, to September 14, 2020, 68 affiliates had been active, 910 builds had been generated, and victims had paid more than \$38 million (3,657.84 bitcoin) in ransoms. Affiliate “User ID 128” had been active since April 13, 2020, and ranked first among affiliates in amount of bitcoin received in ransoms, collecting more than \$15 million (1,433.57674 bitcoin). “User ID 128” ranked second among affiliates in number of builds (144 builds), including the builds of Victim #1, Victim #2, Victim #3, Victim #4, and many others.

32. The Bulgaria Server contained information related to the NetWalker Blog, including when the blog entries were created in the database (but not when they were posted online). The Bulgaria Server also contained nearly 500 files depicting screenshots

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<sup>13</sup> SA Sirmons will testify that a backend server is a server that typically contains all of the raw information that is used to run a website or software application.



of sensitive data stolen from victims. Among those, affiliate “User ID 128” was associated with 302 of the screenshots. According to the metadata of those 302 files, “Sebastien Vachon” was either the “creator” or “author” of 73 screenshots, including those related to Victim #3 and Victim #4.

33. The chart below provides a summary of this information as it relates to the relevant victims. No screenshot or blog entry data existed for Victim #1 and Victim #2, likely because their data was never posted on the NetWalker Blog.

Victim Name	Screenshot Creation Date	Build Creation Date	Blog Entry Creation Date
Victim #1	N/A	05/03/2020 03:24	N/A
Victim #2	N/A	05/07/2020 22:17	N/A
Victim #3	05/13/2020 21:57	05/13/2020 23:33	06/02/2020 13:22
Victim #4	05/31/2020 22:45	06/01/2020 23:54	06/01/2020 23:54

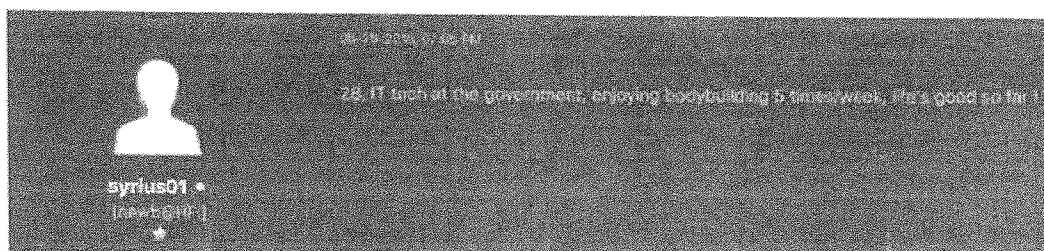
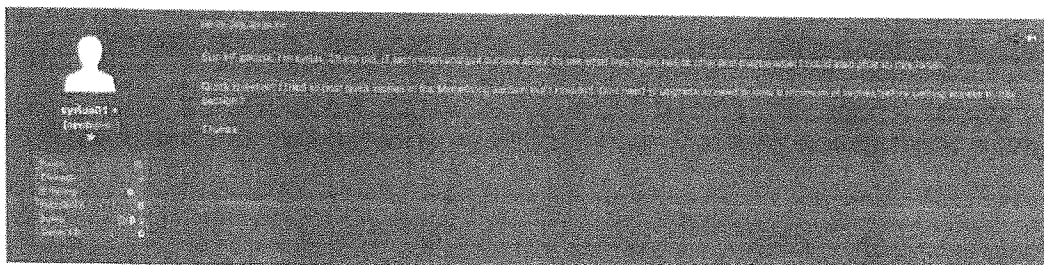
34. As an example, according to the metadata of a certain screenshot taken from the Bulgaria Server, depicting a Victim #4 application form, “Sebastien Vachon” created the file on May 31, 2020. **SA Sirmons will testify** that particular screenshot is identical to the screenshot posted by BleepingComputer.com on June 3, 2020, except the applicant’s personally identifiable information had not been redacted in the version found on the Bulgaria Server.

**B. Identification of Sebastien Vachon-Desjardins**

Syrs[at]pm.me

35. **SA Sirmons will testify** that HackForums.net (“HackForums”) is an Internet forum, and a representative from web traffic analysis company **Alexa Internet, Inc.** is expected to testify that the forum ranks second on the Internet in terms of web traffic in the category of “hacking.” **SA Sirmons** is expected to testify that according to records

lawfully obtained from HackForums, from June 27, 2016, until at least May 22, 2019, a user named “syrius01” had been active on the forum. As depicted below, “syrius01” provided his age (28 as of June 2016) and profession (IT technician for the Government) on public forum posts.



36. User “syrius01” originally registered on HackForums with email address svachon[at]hotmail.fr. By May 22, 2019, however, the user had changed his/her registered email address on the forum to syrs[at]pm.me, one of the ProtonMail email addresses linked to the uploading of Victim #3 and Victim #4’s data.

**Skankhunther[at]gmail.com**

37. On June 23, 2020, a U.S. Magistrate Judge signed an order requiring Google to provide records relating to Poland Server #1. A Google company representative will, if necessary, be able to authenticate these records. The results revealed that twice on May 14, 2020, around the time Victim #3 was attacked by the NetWalker Ransomware, Poland Server #1’s IP address had logged into Google account skankhunther[at]gmail.com.

Google provided the following subscriber information for the skankhunther[at]gmail.com account:

<b>Name</b>	Gerald Broflovski <sup>14</sup>
<b>Email</b>	Skankhunther[at]gmail.com
<b>Created On</b>	September 19, 2017
<b>Recovery Email</b>	Boumshakakakakala[at]hotmail.com
<b>Recovery SMS</b>	+16132802333 [CA]

38. On September 3, 2020, a U.S. Magistrate Judge signed a search warrant for the skankhunther[at]gmail.com account. SA Sirmons will testify that he reviewed the Google results, which indicated that it was controlled by VACHON. The second email sent from skankhunther[at]gmail.com, just six days after the account's creation, was sent to email address svachon[at]hotmail.fr (as described in the next section, this is VACHON's known email address). The subject of the email read "test," and the body read "1." Additionally, on January 17, 2018, skankhunther[at]gmail.com received an email from the Google Store with the subject, "Your Google Store order has shipped." The body of the email contained a receipt for a Google Home Mini, which had been shipped to "Sebastien Vachon" at "36 Rue Desforages, Gatineau, QC, J8R 2W1, Canada"—the same address saved by Google Chrome on Poland Server #2. Last, the account's search and web history includes numerous queries for fast food restaurants in close proximity to VACHON's residence in Gatineau, Quebec.

39. Google also provided records of more than 35,000 searches conducted and websites visited by the skankhunther[at]gmail.com account holder. This search and web

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<sup>14</sup> SA Sirmons will testify that Gerald Broflovski is a fictional character on the animated television series, South Park. In Season 20, Episode 2, titled "Skank Hunt," Broflovski anonymously cyberbullies other members of the series using the moniker "Skankhunt42."

history revealed connections to the NetWalker Ransomware. On numerous occasions, beginning on April 23, 2020, the accountholder searched or visited websites containing the words “NetWalker” and “Bugatti.” For example, on April 23, 2020, the accountholder visited a webpage titled, “Netwalker Ransomware Virus File Removal . . .” On April 24 2019, the accountholder searched “where to get ransomware RaaS 2019,” and visited a webpage titled, “RaaS: Satan’s business model . . .” On May 19, 2020, the accountholder searched for Poland Server #1’s IP address (193.56.28.100), along with the search terms “intruder,” “attack,” and “vpn.” And on May 20, 2020, the accountholder searched “ransomware negotiation conversations.”

40. **SA Sirmons** will testify that ZoomInfo is a subscription-based service that sells access to its database of information about companies and their employees. A query of a company name can return a wealth of information, such as annual revenue, number of employees, and employee contact information. The skankhunter[at]gmail.com accountholder also researched more than 350 companies on ZoomInfo, at least 59 of which are identified NetWalker victims. These companies include Victim #1, Victim #2, Victim #3, and Victim #4. For example, on May 1, 2020, the accountholder searched “[Victim #1].com revenue,” and “what is [Victim #1].” On May 20, 2020, the term “[Victim #1]” is included in more than 20 searches and websites visited, including searches such as “[Victim #1] zoominfo,” “[Victim #1] contracts with federal,” and “[Victim #1] backup system.” On dozens of occasions, the accountholder also researched the specific vulnerability used to attack Victim #1 and Victim #2’s network—the Pulse Secure Virtual Private Network. For example, on April 21, 2020, the accountholder searched “pulse vpn

cve-2019” and “Pulse Secure VPN CVE-2019-11510.”<sup>15</sup> On April 22, 2020, the accountholder searched “how to own pulse vpn secure cve-2019-11510,” and visited webpages titled, “Attacking SSL VPN - Part 3: The Golden Pulse Secure SSL VPN,” and “. . . Exploit for Pulse Connect Secure.”

41. The accountholder also researched other identified NetWalker victims. On May 7, 2020, the accountholder searched the name of Victim #2, and then visited Victim #2’s official website. On May 11, 2020, the accountholder searched, “[Victim #3] zoominfo,” and on May 24, 2020, the accountholder searched “[Victim #3] revenue zoominfo.” The accountholder searched “[Victim #4].edu zoominfo” on May 31, 2020, a day before Victim #4 realized its network had been compromised. The accountholder again searched “[Victim #4].edu zoominfo” on June 1, 2020, and June 9, 2020. On July 15, 2020, the accountholder searched “[Victim #4] ransom 1.14m,” and visited a webpage titled, “How hackers extorted \$1.14m from University of California, [Victim #1] . . . .”

42. The search and web history also connected the account to the uploading of victim data on MEGA. As discussed above, MEGA linked the email address syrs[at]pm.me to the uploading of Victim #3 and Victim #4’s data. According to the web history for skankhunther[at]gmail.com, on October 26, 2019, the accountholder visited the email inbox of syrs[at]pm.me. Also, as discussed above, MEGA suspended several MEGA accounts after learning they were involved with uploading victim data. On June 12, 2020, the accountholder for skankhunther[at]gmail.com searched “mega.nz give reports to

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<sup>15</sup> SA Sirmons will testify that the Common Vulnerabilities and Exposures (“CVE”) system provides a reference-method for publicly known information-security vulnerabilities and exposures.

police,” and also visited MEGA’s page discussing suspension of user accounts. The above discussion is just a snapshot of hundreds of incriminating searches and web visits.

**Svachon[at]hotmail.fr**

43. On August 13, 2020, a U.S. Magistrate Judge signed a search warrant for the svachon[at]hotmail.fr Microsoft email account, which, as discussed above, investigators had linked to email accounts syrs[at]pm.me and skankhunther[at]gmail.com, and HackForums account “syrius01.” A **Microsoft company representative** will, if necessary, be able to authenticate these records. Microsoft provided the following subscriber information for the account:

<b>Name</b>	Sebastien Vachon
<b>Email</b>	svachon[at]hotmail.fr
<b>Alternate Email</b>	dkstar111[at]hotmail.com
<b>Region/State</b>	Quebec
<b>Postal Code</b>	J8V 2M8

44. In addition to the subscriber information, **SA Sirmons** will testify that he reviewed the contents of the svachon[at]hotmail.fr account, which established that it was controlled by VACHON. The account contained the two photos depicted below (one of which is depicted in **Exhibit A** to this Record of the Case) of VACHON holding his Quebec driver’s license and a sheet of paper bearing his name, a date, and the name of a cryptocurrency exchange (Bit Buy and KuCoin).<sup>16</sup>

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<sup>16</sup> **SA Sirmons** will testify that cryptocurrency exchanges commonly require customers to submit photos such as these to confirm identity.



45. VACHON's date of birth on his driver's license (July 11, 1987) is consistent with the statement made by "syrius01" on HackForums in June 2016 that he was 28 years old. The account contained a similar photo of Sarah-Emilie Larocque—the individual whose information had been saved in the autofill function of Poland Server #2.

46. The svachon[at]hotmail.fr account contained correspondence from Banque Nationale du Canada (National Bank of Canada) in VACHON's name, and listing VACHON's known address (36 Rue Desforges, Gatineau (QC) J8R 2W1) and phone number ((819) 598-2055). The account also contained a bill from Bell Canada, a Canadian telecommunications company, which was addressed to VACHON at his known address.

47. On November 30, 2018, svachon[at]hotmail.fr sent an email to sebastien.vachon[at]tpsgc.gc.ca. The body of the email contained a link to VACHON's six-page curriculum vitae. The curriculum vitae indicated that VACHON had held a variety

of positions at Public Works and Government Services Canada since July 2010, including as a Computer Analyst as of November 2018. That employment description is consistent with the statement made by “syrius01” on HackForums in June 2016 that he worked as an IT technician for the Government. As further confirmation that VACHON is “syrius01,” on May 19, 2019, svachon[at]hotmail.fr received an email from DoNotReply[at]hackforums.net. The body of the email read, in part, “syrius01, Your password at Hack Forums has been reset.”

48. The contents of the svachon[at]hotmail.fr account also linked VACHON directly to the ransom payment of at least one NetWalker Ransomware attack. Victim #5 is a company located in the State of Washington. **A company representative of Victim #5** is expected to testify that on May 13, 2020, it was victimized by the NetWalker Ransomware, and on May 26, 2020, Victim #5 paid 10.479 bitcoin in ransom (approximately \$94,877 on the date of the transaction).

49. **SA Sirmons** would testify that the bitcoin blockchain is an open, distributed ledger that records transactions of bitcoin between two addresses efficiently and in a verifiable and permanent way. Because the blockchain serves as a searchable public ledger of every bitcoin transaction, investigators can observe addresses involved in certain transactions, and that information can be used to identify other bitcoin addresses that likely belong to the same owner (also known as a “cluster”).

50. A review of the svachon[at]hotmail.fr account revealed two unrelated bitcoin transactions that VACHON had conducted on May 22 and 24, 2019. Those



transaction hashes<sup>17</sup> revealed that the cluster out of which VACHON paid, had received 8.16856429 bitcoin (approximately \$72,374.21 on the date of the transaction) of the Victim #5 ransom on May 26, 2020. In other words, the bitcoin blockchain shows that a group of bitcoin addresses controlled by VACHON received ransom payments directly from Victim #5.

51. As discussed in footnote 1 of this Revised Record of the Case, NetWalker operates as a ransomware-as-a-service, and affiliates and developers split ransoms. As discussed above in paragraphs 48-50, Victim #5 has paid a total a ransom of \$94,877, and Vachon's split is \$72,374.21. The developers would receive the balance of the ransom. This percentage split between affiliate and developer (roughly 75% to affiliate and 25% to developer) is consistent with practices that U.S. authorities have observed on the Bulgaria Server.

52. **Computer Scientist Frampton** would testify that he had discovered a build for Victim #5 on Poland Server #1, and VACHON had searched this victim using the skankhunther[at]gmail.com account as early as May 11, 2020. Additionally, according to the metadata of the screenshots found on the Bulgaria Server, "Sebastien Vachon" created all five screenshots associated with Victim #5.

53. VACHON's last known address prior to his provisional arrest was 36 Rue Desforges, Gatineau (QC) J8R 2W1. His identifiers are as follows:

Date of Birth:	July 11, 1987
Place of Birth:	Unknown

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<sup>17</sup> SA Sirmons will testify that a transaction hash is an alphanumeric code that can be used to uniquely identify a file.

Citizenship: Canada  
Race: Caucasian  
Gender: Male  
Eye Color: Brown  
Hair Color: Brown

A photograph of VACHON, located by SA Sirmons under the circumstances described above, is attached hereto as **Exhibit A**.

April 23, 2021

Date



Carlton C. Gammons  
Assistant United States Attorney  
Middle District of Florida

# Exhibit A



**Certification of Revised Record of the Case for Prosecution**

In the Matter of a request by the United States for the extradition of Sebastien Vachon-Desjardins from Canada for prosecution.

The United States requests the extradition of Sebastien Vachon-Desjardins from Canada for prosecution.

In relation to that request, I, Carlton C. Gammons, Assistant United States Attorney in the Middle District of Florida, certify that the evidence summarized or contained in the attached documents is available for trial and is sufficient under the laws of the United States to justify prosecution.

April 23, 2021

Date



\_\_\_\_\_  
Carlton C. Gammons  
Assistant United States Attorney  
Middle District of Florida

# ANNEXE 5

**Au: Procureur général du Canada**

Dans l'affaire d'une demande d'extradition en vertu des dispositions de la *Loi sur l'extradition*, L.C. 1999, c. 18

**COUR SUPÉRIEURE DU QUÉBEC**

**ENTRE :**

**LE PROCUREUR GÉNÉRAL DU CANADA  
(au nom des États-Unis d'Amérique)**

- et -


**SÉBASTIEN VACHON-DESJARDINS  
AUSSI CONNU SOUS SÉBASTIEN VACHON**

**ARRÊTÉ INTRODUCTIF D'INSTANCE  
(Article 15 *Loi sur l'Extradition*)**

Le ministre de la Justice du Canada autorise le Procureur général du Canada à procéder devant la Cour supérieure du Québec afin de rechercher une ordonnance d'incarcération pour Sébastien Vachon-Desjardins aussi connu sous Sébastien Vachon qui est recherché par les États-Unis aux fins de poursuite. L'infraction qui, au Canada, correspond à la conduite alléguée est :

- Extorsion, contrairement à l'article 346 du *Code criminel*.

DATÉ à Gatineau, Québec ce 26<sup>e</sup> jour d'avril 2021.

  
Cathy Chalifour, Avocate-conseil  
Service d'entraide internationale  
Pour le ministre de la Justice du Canada

# ANNEXE 6



## AFFIDAVIT DE LOUISETTE VACHON

### Déclaration de la caution, art. 515.1 C.cr.

#### **A. IDENTIFICATION DE LA CAUTION :**

Je, soussignée, **Louissette Vachon**, née le 18 février 1950, déclare solennellement ce qui suit:

1. Je réside au 23 rue Ragueneau, ville de Gatineau province de Québec, code postal J8V 2M7, depuis septembre 1993;
2. Je vis avec mon conjoint Robert Desjardins, depuis 41 ans;
3. Mon numéro de téléphone de résidence est : (819) 246-9782
4. Comme occupation, je travaille comme coiffeuse au salon Coiffure Sébastien, situé au 1079 Rue Saint-Louis, Gatineau, QC J8T 2S2, téléphone (819) 243-4903;

#### **B. LIEN AVEC LE PRÉVENU :**

5. Je suis la mère de Sébastien Vachon Desjardins. J'ai une très bonne relation avec mon fils et il a du respect pour moi et sachant que je suis impliquée comme caution, je suis convaincue qu'il s'agit d'un élément supplémentaire qui le motivera à respecter ses conditions. Sébastien est mon fils unique, je suis prêt à l'aider et l'encadrer de tout mon cœur et en faisant de mon mieux;

#### **C. INFORMATION SUR LE PRÉVENU :**

6. Mon fils Sébastien Vachon-Desjardins est né le 11 juillet 1987;

#### **D. AUTRES INFORMATIONS EXIGÉES**

7. Je n'agis pas en tant que caution pour d'autres personnes;
8. Je n'ai aucun antécédent ni aucune cause pendante;

## **E. INCULPATIONS VISANT LE PRÉVENU**

9. Je comprends que mon fils fait actuellement l'objet d'une demande d'extradition de la part des États-Unis d'Amérique en lien avec des accusations de fraude commises par ordinateur, dans le dossier de Cour portant le numéro 550-68-000035-213;
10. Dans le cadre de cette demande d'extradition, je suis au courant de l'existence de mandat d'arrestation dans lequel les autorités des États-Unis d'Amérique allèguent les infractions suivantes :
  - a. Conspiracy to Commit Computer Fraud, in violation of 18 U.S.C. 371; Conspiracy to Commit Wire Fraud, in violation of 18 U.S.C. 1349; Intentional Damage to a Protected Computer in violation of 18 U.S.C. 1030(a)(5)(A), (c)(4)(A)(i)(I), (c)(4)(A)(i)(VI), and (c)(4)(B)(i); and Transmitting a Demand in Relation to Damaging a Protected Computer, in violation of 18 U.S.C. 1030(a)(7)(B), (a)(7)(C), and (c)(3)(A);
11. J'ai été informé du contenu des documents actuellement divulgués dans le dossier relatif à la demande d'extradition. J'ai pris connaissance notamment des mandats d'arrestation du Canada et des États-Unis d'Amérique et je joins une copie desdits mandats avec mes initiales pour en attester ma prise de connaissance; **(A-1)**

## **F. AUTRES INCULPATIONS PENDANTES VISANT LE PRÉVENU**

12. Je comprends également que mon fils est accusé d'autres infractions à la Cour du Québec à Gatineau, district de Gatineau, dans le dossier de Cour portant le numéro 550-01-118357-203;
13. Je comprends que dans le dossier 550-01-118357-203, mon fils fait face à des accusations de :
  - a. Trafic de stupéfiants;
  - b. Possession de plusieurs sortes de stupéfiants en vue d'en faire le faire le trafic;
  - c. Recel;

14. J'ai été informé sommairement du contenu de la preuve dans ce dossier. J'ai pris connaissance notamment de la dénonciation dans le dossier 550-01-118357-203 et je joins une copie de ladite dénonciation avec mes initiales pour en attester ma prise de connaissance; **(A-2)**
15. Je sais que mon fils a obtenu une libération sous caution dans le dossier 550-01-118357-203;

#### **G. CASIER JUDICIAIRE DU PRÉVENU**

16. Je sais que mon fils a des antécédents judiciaires pour lesquels il avait purgé une peine d'emprisonnement;
17. J'ai pris connaissance de la liste de ses antécédents judiciaires et je joins une copie desdits antécédents avec mes initiales pour en attester ma prise de connaissance; **(A-3)**

#### **H. ENGAGEMENT MONÉTAIRE OU DÉPÔT**

18. En tant que caution pour mon fils je suis disposée à m'engager à verser au tribunal la somme de **cent mille dollars (100 000.00 \$)** conjointement avec mon conjoint Robert Desjardins;
19. Si le tribunal exige le dépôt de la somme de **cent mille dollars (100 000.00 \$)** au lieu d'un engagement pour ce montant, mon conjoint et moi-même sommes prêts à en faire le dépôt;
20. Si le tribunal exige un engagement pour un montant plus important, mon conjoint et moi-même sommes disposés à faire le sacrifice pour en offrir plus si nécessaire;
21. Si remis en liberté mon fils viendra demeurer chez moi;

#### **I. AUTRES GARANTIES**

22. Je suis au courant que les infractions en lien avec la demande d'extradition auraient été perpétrées par l'utilisation d'internet et d'ordinateur. Actuellement, nous n'avons pas d'ordinateur dans notre résidence ni de

connexion d'internet. Nous n'avions pas prévu installer internet non plus. De plus tant que mon fils sera sous mon toit, je veillerai scrupuleusement à ce qu'aucun ordinateur ne rentre dans la maison ni que l'internet ne soit accessible;

23. Je sais que mon fils est responsable et fiable. Je sais qu'il a toujours respecté scrupuleusement et volontairement les conditions qui lui ont été imposées. Cependant pour rassurer davantage la Cour, je veillerai personnellement au respect des conditions, accompagnant au besoin mon fils au poste de police ou à la Cour s'il doit y aller;

## **J. RECONNAISSANCE**

24. Je comprends que le défaut de mon fils de respecter les conditions de l'ordonnance de mise en liberté ou de son engagement pourrait entraîner la confiscation de la somme engagée ou déposée à titre de caution;

25. Je comprends que je peux en tout temps présenter une demande pour être relevée de mes fonctions en tant que caution (article 766 du Code criminel), amener le prévenu devant le tribunal afin d'être libérée de mes obligations (article 767 du Code criminel) ou de le faire mettre sous garde (article 768 du Code criminel);

26. Malgré les antécédents judiciaires de mon fils, j'ai confiance en lui pour respecter ses conditions, parce que je sais qu'il me respecte et qu'il mesure l'importance de cette somme pour moi considérant ma situation;

27. Je comprends qu'à titre de caution, j'accepte d'être responsable d'une personne accusée d'un acte criminel et qu'il s'agit d'un engagement sérieux;

28. Je sais qu'à titre de caution, mes obligations seront notamment de :

- a. M'assurer que mon fils compareisse devant le tribunal à l'heure et aux dates prévues;
- b. M'assurer que mon fils respecte toutes les conditions de l'ordonnance de mise en liberté sous caution;
- c. Ne pas faire au nom de mon fils, quelque chose que ses conditions de remise en liberté lui interdit de faire directement ou indirectement;

- d. Signer un engagement dans laquelle je conviens d'acquitter un montant donné si mon fils enfreint l'ordonnance du tribunal;
29. Si à ma connaissance, mon fils ne respecte pas ses conditions, je le dénoncerai afin de respecter l'engagement que j'ai pris auprès du tribunal;
30. J'atteste sous serment que je comprends mon rôle et mes responsabilités à titre de caution et que je les assume volontairement;
31. Je fais cette déclaration volontairement et je choisis librement de me porter caution.

Et j'ai signé, À Gatineau, ce 3 mai 2021

---

Louissette VACHON

Déclaré solennellement devant moi  
À Gatineau, ce 3 mai 2021

---

Commissaire à l'assermentation

# PIÈCE «A-1»

J'atteste que ceci est la pièce « A-1 » dont  
il est fait mention dans l'affidavit de  
Louisette Vachon

Assermenté devant moi à Gatineau,  
province de Québec, le 3 mai 2021

---

Commissaire à l'assermentation

# UNITED STATES DISTRICT COURT

for the  
Middle District of Florida

DEC -3 AM 9:13

CLERK, US DISTRICT COURT  
MIDDLE DISTRICT FLORIDA  
TAMPA, FLORIDA

United States of America  
v.  
SEBASTIEN VACHON-DESJARDINS

Case No. 8:20-cr-366-T-02-SRF

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)  
)  
)  
)

SEBASTIEN VACHON-DESJARDINS

*Defendant*

## 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)* SEBASTIEN VACHON-DESJARDINS  
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:

Conspiracy to Commit Computer Fraud, in violation of 18 U.S.C. § 371; Conspiracy to Commit Wire Fraud, in violation of 18 U.S.C. § 1349; Intentional Damage to a Protected Computer, in violation of 18 U.S.C. §§ 1030(a)(5)(A), (c)(4)(A)(i)(I), (c)(4)(A)(i)(VI), and (c)(4)(B)(i); and Transmitting a Demand in Relation to Damaging a Protected Computer, in violation of 18 U.S.C. §§ 1030(a)(7)(B), (a)(7)(C), and (c)(3)(A).

Date: DEC 03 2020

*Jenica Dahl*  
*Issuing officer's signature*

City and state: Tampa, Florida

ELIZABETH WARREN, Clerk, United States District Court  
*Printed name and title*

### Return

This warrant was received on *(date)* \_\_\_\_\_, and the person was arrested on *(date)* \_\_\_\_\_  
at *(city and state)* \_\_\_\_\_

Date: \_\_\_\_\_  
*Arresting officer's signature*

\_\_\_\_\_  
*Printed name and title*

Copy 12/13/2020

CANADA  
PROVINCE DE / OF QUÉBEC

MANDAT D'ARRESTATION PROVISOIRE /  
PROVISIONAL ARREST WARRANT  
(Art. 13 Loi sur l'extradition / Extradition Act)

District **Gatineau**  
Localité / Locality **Gatineau** **550-68-000035-213**  
Dossier / Record  
Corps policier / Police Force **SPVG/GCPD**

AUX AGENTS DE LA PAIX DE LA PROVINCE DE QUÉBEC / TO THE PEACE OFFICERS  
IN THE PROVINCE OF QUÉBEC

No séquentiel / Sequential No  
No d'événement / Occurrence No  
Code statistique / Statistical Code

Le présent mandat est délivré pour l'arrestation de / This warrant is issued for the arrest of  
né le / born on **Sébastien Vachon-Desjardins**  
**1987/07/11**  
adresse / address **36 rue Desforges**  
**Gatineau (Québec)**  
**J8R 2W1**

(ci-après appelé l'intéressé(e) / hereinafter called the person sought)

ATTENDU QUE l'intéressé(e) est visé(e) par une demande d'arrestation provisoire qui énonce l'(les) infraction(s) suivante(s) / WHEREAS the person sought is named in a Request for provisional arrest that states the following offence(s) :

**Accusations aux États-Unis de fraudes commises par ordinateur**

ET ATTENDU qu'il y a des motifs raisonnables de croire qu'il est nécessaire dans l'intérêt public de délivrer le présent mandat d'arrestation provisoire / AND WHEREAS there are reasonable grounds to believe that it is necessary in the public interest to issue this provisional arrest warrant.

À CES CAUSES, LES PRÉSENTES ONT POUR OBJET DE VOUS ENJOINDRE, AU NOM DE SA MAJESTÉ, D'ARRÊTER IMMÉDIATEMENT L'INTÉRESSÉ(E) ET DE L'AMENER DEVANT / THIS IS, THEREFORE, TO COMMAND YOU, IN HER MAJESTY'S NAME, FORTHWITH TO ARREST THE PERSON SOUGHT AND TO BRING HER/HIM BEFORE la Cour supérieure du Québec / the Superior Court of Québec POUR QU'ELLE SOIT TRAITÉ(E) SELON LA LOI / TO BE DEALT WITH ACCORDING TO LAW.

ATTENDU qu'il y a des motifs raisonnables de croire que l'intéressé(e) se trouve ou se trouvera dans / WHEREAS there are reasonable grounds to believe that the person sought will be present in inscrire l'adresse (SI PREUVE SUFFISANTE. SINON, EFFACEZ TOUT CE PARAGRAPHE ET LE SUIVANT)

LE PRÉSENT MANDAT est également délivré conformément à l'article 529 du Code criminel pour vous autoriser à pénétrer dans cette maison d'habitation pour y arrêter le prévenu, sous réserve de la condition suivante : vous ne pouvez pénétrer dans la maison d'habitation que si, au moment de le faire, vous avez des motifs raisonnables de croire que l'intéressé s'y trouve. / This warrant is also issued in accordance to section 529 of the Criminal Code to authorize you to enter that dwelling-house for the purpose of arresting or apprehending the person sought, subject to the condition that you may not enter the dwelling-house unless you have, immediately before entering the dwelling-house, reasonable grounds to believe that the person sought is present in the dwelling-house.

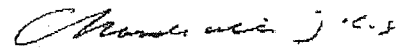
COPIE CONFORME / TRUE COPY



**Me Véronique Rousseau**  
Substitut du procureur général du Canada /  
Counsel for the Attorney General of Canada

À / At **Gatineau**, le / on **26 janvier 2021**, à / at heures / hours

**HON. CATHERINE MANDEVILLE, J.C.S.**



Juge de la Cour supérieure du Québec (en lettres majuscules) / Judge of the Superior Court of Québec (in block letters)

Juge de la Cour supérieure du Québec / Judge of the Superior Court of Québec

INTÉRESSÉ(E)

709049 10/01 2020/01/20



# PIÈCE «A-2»

J'atteste que ceci est la pièce « A-2 » dont  
il est fait mention dans l'affidavit de  
Louisette Vachon

Assermenté devant moi à Gatineau,  
province de Québec, le 3 mai 2021

---

Commissaire à l'assermentation

**MANDAT D'ARRESTATION**

CANADA  
 PROVINCE DE QUÉBEC  
 District Gatineau  
 Localité Gatineau  
 Dossier 550-01-118357-203  
 Événement GAT-19-69107  
 PPCP au dossier Isabelle Michaud (AM00F1)

**WARRANT FOR ARREST**

CANADA  
 PROVINCE OF QUÉBEC  
 District of  
 Locality of  
 Record  
 Case Number  
 CPPA on file

Le présent mandat est décerné pour l'arrestation de  
**Stéphane PRESCOTT (001) (M)**

né(e) le 1983-09-02  
 permis de conduire P6238-020983-03  
 adresse 522, avenue des Grands-Prés  
 Terrebonne, Québec, J6V 0B3

This warrant is issued for the arrest of

born on  
 driver's  
 licence  
 address

**Sébastien VACHON DESJARDINS (002) (M)**  
 1987-07-11

36 Desforges  
 Gatineau, Québec, J8R 2W1  
 Ci-après appelé les prévenus.

**Alexandre HAMILTON-ST-AMOUR (003) (M)**  
 1994-02-22

104, rue Bélanger  
 Val-des-Bois, Québec, J0X 3C0  
 Hereinafter called the accused.

ATTENDU QUE vous avez été inculpés devant moi comme suit WHEREAS you have been charged before me as follows:

GAT-19-69107

Concernant Stéphane PRESCOTT (001), Sébastien VACHON DESJARDINS (002), Alexandre HAMILTON-ST-AMOUR (003)

1. Entre le 27 novembre 2019 et le 16 février 2020, à Gatineau et Val-des-Bois, district de Gatineau et à Charlemagne, district de Joliette, ont fait le trafic d'une substance inscrite à l'annexe I ou présentée ou tenue comme telle, commettant ainsi l'acte criminel prévu à l'article 5(1)(3)a) de la Loi réglementant certaines drogues et autres substances.

GAT-19-69107

Concernant Sébastien VACHON DESJARDINS (002), Alexandre HAMILTON-ST-AMOUR (003)

2. Le ou vers le 16 février 2020, à Gatineau et Val-des-Bois, district de Gatineau, ont eu en leur possession, en vue d'en faire le trafic, des Méthamphétamines, commettant ainsi l'acte criminel prévu à l'article 5(2)(3)a) de la Loi réglementant certaines drogues et autres substances.

GAT-19-69107

Concernant Sébastien VACHON DESJARDINS (002), Alexandre HAMILTON-ST-AMOUR (003)

3. Le ou vers le 16 février 2020, à Gatineau et Val-des-Bois, district de Gatineau, ont eu en leur possession du cannabis en vue de le distribuer en contravention au paragraphe 9(1), commettant ainsi l'acte criminel prévu à l'article 9(2)(5)a)i) de la Loi sur le cannabis.

GAT-19-69107

Concernant Sébastien VACHON DESJARDINS (002), Alexandre HAMILTON-ST-AMOUR (003)

4. Le ou vers le 16 février 2020, à Gatineau et Val-des-Bois, district de Gatineau, ont eu en leur possession sachant que tout ou partie de celle-ci a été obtenue directement ou indirectement de la perpétration, au Canada, d'une infraction punissable sur acte d'accusation, dont la valeur dépasse 5000 \$, commettant ainsi l'acte criminel prévu à l'article 354(1)-355a) du Code criminel.

GAT-19-69107

Concernant Stéphane PRESCOTT (001), Sébastien VACHON DESJARDINS (002), Alexandre HAMILTON-ST-AMOUR (003)

5. Le ou vers le 16 février 2020, à Val-des-Bois, district de Gatineau, ont eu en leur possession, en vue d'en faire le trafic, de la Cocaïne, commettant ainsi l'acte criminel prévu à l'article 5(2)(3)a) de la Loi réglementant certaines drogues et autres substances.

~~Concernant Stéphane PRASCOFF~~ (001), Sébastien VACHON DESJARDINS (002), Alexandre HAMILTON-ST-AMOUR (003)

6. Le ou vers le 16 février 2020, à Val-des-Bois, district de Gatineau, ont eu en leur possession, en vue d'en faire le trafic, du MDMA, commettant ainsi l'acte criminel prévu à l'article 5(2)(3)a) de la Loi réglementant certaines drogues et autres substances.

ET ATTENDU QU'il y a des motifs raisonnables de croire qu'il est nécessaire dans l'intérêt public de décerner le présent mandat pour l'arrestation des prévenus (art. 507(4) C.cr.).

À CES CAUSES, les présentes ont pour objet de vous enjoindre, au nom de Sa Majesté, d'arrêter immédiatement les prévenus et de les amener devant moi ou tout autre juge de paix du district de Gatineau afin qu'ils répondent à cette inculpation et soient traités selon la loi.

À Gatineau, le 14 août 2020

WHEREAS, there are reasonable grounds to believe that it is necessary in the public interest to issue this warrant for the arrest of the accused (507(4) of the Criminal Code).

THEREFORE, THIS IS to command you, in Her Majesty's name, forthwith to arrest the accused and to bring him (her) before me, or any other justice for the district of in order that he (she) plead to this charge and be dealt with according to law.

At

\_\_\_\_\_  
Juge de paix (en majuscules)

\_\_\_\_\_  
Justica of the peace (in block)

\_\_\_\_\_  
Juge de paix

\_\_\_\_\_  
Justice of the peace

7.

7.

# PIÈCE «A-3»

J'atteste que ceci est la pièce « A-3 » dont  
il est fait mention dans l'affidavit de  
Louisette Vachon

Assermenté devant moi à Gatineau,  
province de Québec, le 3 mai 2021

---

Commissaire à l'assermentation

DROGUES ET SUBST.  
(DCN11508405310062164106)  
(SP GATINEAU  
608382005331)

\*FIN DES CONDAMNATIONS ET LIBERATIONS

TRAITEMENT DU CIPC DU 2020-06-23 13:19:00 AU 2020-06-23 13:19:00

Requête : 4523360  
Date : 20200623 131902  
Par/Pour : F112/F112  
Identifiant : GA1244  
Impression : 2020-06-23 13:19:35

NOTE:

.....  
.....  
.....

Q CR LANG:F NIV: 1  
REM: GA1244 1244

- \*GENDARMERIE ROYALE DU CANADA - SERVICE DE L IDENTITE JUDICIAIRE
- \*DIFFUSION RESTREINTE - RENSEIGNEMENTS COMMUNIQUEES PAR LES ORGANISMES
- \*D EXECUTION DE LA LOI ET CORROBORES PAR DES EMPREINTES DIGITALES
- \*DIFFUSION AUX ORGANISMES AUTORISES SEULEMENT
- \*POUR LES AUDIENCES DE SENTENCE SEULEMENT - POUR MISE A JOUR DU DOSSIER CRIMINE
- L
- \*CONTACTEZ CPSIC.IIS@RCMP-GRC.GC.CA AVEC FPS ET LA DATE DE SENTENCE

FPS: 133611G

VACHON DESJARDINS. SEBASTIEN  
VACHON-DESJARDINS. SEBASTIEN

Requête : 4523360  
Date : 20200623 131902  
Par/Pour : F112/F112  
Identifiant : GA1244  
Impression : 2020-06-23 13:19:17

NOTE:

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\*CONdamnATIONS AU CRIMINEL LIBERATIONS CONDITIONNELLES ET  
\*INCONDITIONNELLES ET RENSEIGNEMENTS CONNEXES

2015-06-15 GATINEAU QC	(1) POSS DE SUBSTANCES DE L'ANNEXE I EN VUE DU TRAFIC ART 5(2)(3)(A) LOI SUR LES DROGUES ET SUBST.	(1) 42 MOIS ET INTERDICTION OBLIGATOIRE D'ARMES ART 109 CC
	(2) TRAFIC DE SUBSTANCES DE L'ANNEXE I ART 5(1)(3)(A) LOI SUR LES DROGUES ET SUBST.	(2) 42 MOIS
	(3) POSS DE SUBSTANCES DE L'ANNEXE I EN VUE DU TRAFIC ART 5(2)(3)(A) LOI SUR LES DROGUES ET SUBST.	(3) 30 MOIS ET INTERDICTION OBLIGATOIRE D'ARMES ART 109 CC
	(4) TRAFIC DE SUBSTANCES DE L'ANNEXE II ART 5(1)(3)(A) LOI SUR LES	(4) 30 MOIS

Requête : 4523360  
Date : 20200623 131902  
Par/Pour : F112/F112  
Identifiant : GA1244  
Impression : 2020-06-23 13:19:21

NOTE:

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.....  
.....

DROGUES ET SUBST.  
(DCN11508405310062164106)  
(SP GATINEAU  
608382005331)

\*FIN DES CONDAMNATIONS ET LIBERATIONS

TRAITEMENT DU CIPC DU 2020-06-23 13:19:00 AU 2020-06-23 13:19:00

Requête : 4523360  
Date : 20200623 131902  
Par/Pour : F112/F112  
Identifiant : GA1244  
Impression : 2020-06-23 13:19:35

NOTE:

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.....



# ANNEXE 7

## AFFIDAVIT DE ROBERT DESJARDINS

### Déclaration de la caution, art. 515.1 C.cr.

#### **A. IDENTIFICATION DE LA CAUTION :**

Je, soussigné, **Robert Desjardins**, né le 29 octobre 1947, déclare solennellement ce qui suit:

1. Je réside au 23 rue Ragueneau, ville de Gatineau province de Québec, code postal J8V 2M7, depuis septembre 1993;
2. Je vis avec ma conjointe Louise Vachon, depuis 41 ans;
3. Mon numéro de téléphone de résidence est : (819) 246-9782
4. Je suis retraité depuis environ 7 ans;

#### **B. LIEN AVEC LE PRÉVENU :**

5. Je suis le père de Sébastien Vachon Desjardins. J'ai une très bonne relation avec mon fils et il a du respect pour moi et sachant que je suis impliqué comme caution, je suis convaincu qu'il s'agit d'un élément supplémentaire qui le motivera à respecter ses conditions. Sébastien est mon fils unique, je suis prêt à l'aider et l'encadrer comme tout bon père de famille;

#### **C. INFORMATION SUR LE PRÉVENU :**

6. Mon fils Sébastien Vachon-Desjardins est né le 11 juillet 1987;

#### **D. AUTRES INFORMATIONS EXIGÉES**

7. Je n'agis pas en tant que caution pour d'autres personnes;
8. Je n'ai aucun antécédent ni aucune cause pendante;

## **E. INCULPATIONS VISANT LE PRÉVENU**

9. Je comprends que mon fils fait actuellement l'objet d'une demande d'extradition de la part des États-Unis d'Amérique en lien avec des accusations de fraude commises par ordinateur, dans le dossier de Cour portant le numéro 550-68-000035-213;
10. Dans le cadre de cette demande d'extradition, je suis au courant de l'existence de mandat d'arrestation dans lequel les autorités des États-Unis d'Amérique allèguent les infractions suivantes :
  - a. Conspiracy to Commit Computer Fraud, in violation of 18 U.S.C. 371; Conspiracy to Commit Wire Fraud, in violation of 18 U.S.C. 1349; Intentional Damage to a Protected Computer in violation of 18 U.S.C. 1030(a)(5)(A), (c)(4)(A)(i)(I), (c)(4)(A)(i)(VI), and (c)(4)(B)(i); and Transmitting a Demand in Relation to Damaging a Protected Computer, in violation of 18 U.S.C. 1030(a)(7)(B), (a)(7)(C), and (c)(3)(A);
11. J'ai été informé du contenu des documents actuellement divulgués dans le dossier relatif à la demande d'extradition. J'ai pris connaissance notamment des mandats d'arrestation du Canada et des États-Unis d'Amérique et je joins une copie desdits mandats avec mes initiales pour en attester ma prise de connaissance; **(A-1)**

## **F. AUTRES INCULPATIONS PENDANTES VISANT LE PRÉVENU**

12. Je comprends également que mon fils est accusé d'autres infractions à la Cour du Québec à Gatineau, district de Gatineau, dans le dossier de Cour portant le numéro 550-01-118357-203;
13. Je comprends que dans le dossier 550-01-118357-203, mon fils fait face à des accusations de :
  - a. Trafic de stupéfiants;
  - b. Possession de plusieurs sortes de stupéfiants en vue d'en faire le faire le trafic;
  - c. Recel;
14. J'ai été informé sommairement du contenu de la preuve dans ce dossier. J'ai pris connaissance notamment de la dénonciation dans le dossier 550-

01-118357-203 et je joins une copie de ladite dénonciation avec mes initiales pour en attester ma prise de connaissance; **(A-2)**

15. Je sais que mon fils a obtenu une libération sous caution dans le dossier 550-01-118357-203;

#### **G. CASIER JUDICIAIRE DU PRÉVENU**

16. Je sais que mon fils a des antécédents judiciaires pour lesquels il avait purgé une peine d'emprisonnement;
17. J'ai pris connaissance de la liste de ses antécédents judiciaires et je joins une copie desdits antécédents avec mes initiales pour en attester ma prise de connaissance; **(A-3)**

#### **H. ENGAGEMENT MONÉTAIRE OU DÉPÔT**

18. En tant que caution pour mon fils je suis disposé à m'engager à verser au tribunal la somme de **cent mille dollars (100 000.00 \$)** conjointement avec ma conjointe Louise Vachon;
19. Si le tribunal exige le dépôt de la somme de **cent mille dollars (100 000.00 \$)** au lieu d'un engagement pour ce montant, ma conjointe et moi-même sommes prêts à en faire le dépôt;
20. Si le tribunal exige un engagement pour un montant plus important, ma conjointe et moi-même sommes disposés à faire le sacrifice pour en offrir plus si nécessaire;
21. Si remis en liberté mon fils viendra demeurer chez moi;

#### **I. AUTRES GARANTIES**

22. Je suis au courant que les infractions en lien avec la demande d'extradition auraient été perpétrées par l'utilisation d'internet et d'ordinateur. Actuellement, nous n'avons pas d'ordinateur dans notre résidence ni de connexion d'internet. Nous n'avons pas prévu installer internet non plus.

De plus tant que mon fils sera sous mon toit, je veillerai scrupuleusement à ce qu'aucun ordinateur ne rentre dans la maison ni que l'internet ne soit accessible;

23. Je sais que mon fils est responsable et fiable. Je sais qu'il a toujours respecté scrupuleusement et volontairement les conditions qui lui ont été imposées. Cependant pour rassurer davantage la Cour, je veillerai personnellement au respect des conditions, accompagnant au besoin mon fils au poste de police ou à la Cour s'il doit y aller;

## **J. RECONNAISSANCE**

24. Je comprends que le défaut de mon fils de respecter les conditions de l'ordonnance de mise en liberté ou de son engagement pourrait entraîner la confiscation de la somme engagée ou déposée à titre de caution;
25. Je comprends que je peux en tout temps présenter une demande pour être relevée de mes fonctions en tant que caution (article 766 du Code criminel), amener le prévenu devant le tribunal afin d'être libéré de mes obligations (article 767 du Code criminel) ou de le faire mettre sous garde (article 768 du Code criminel);
26. Malgré les antécédents judiciaires de mon fils, j'ai confiance en lui pour respecter ses conditions, parce que je sais qu'il me respecte et qu'il mesure l'importance de cette somme pour moi considérant ma situation;
27. Je comprends qu'à titre de caution, j'accepte d'être responsable d'une personne accusée d'un acte criminel et qu'il s'agit d'un engagement sérieux;
28. Je sais qu'à titre de caution, mes obligations seront notamment de :
- a. M'assurer que mon fils comparaisse devant le tribunal à l'heure et aux dates prévues;
  - b. M'assurer que mon fils respecte toutes les conditions de l'ordonnance de mise en liberté sous caution;
  - c. Ne pas faire au nom de mon fils, quelque chose que ses conditions de remise en liberté lui interdit de faire directement ou indirectement;

- d. Signer un engagement dans laquelle je conviens d'acquitter un montant donné si mon fils enfreint l'ordonnance du tribunal;
29. Si à ma connaissance, mon fils ne respecte pas ses conditions, je le dénoncerai afin de respecter l'engagement que j'ai pris auprès du tribunal;
30. J'atteste sous serment que je comprends mon rôle et mes responsabilités à titre de caution et que je les assume volontairement;
31. Je fais cette déclaration volontairement et je choisis librement de me porter caution.

Et j'ai signé, À Gatineau, ce 3 mai 2021

---

Robert Desjardins

Déclaré solennellement devant moi  
À Gatineau, ce 3 mai 2021

---

Commissaire à l'assermentation

# PIÈCE «A-1»

J'atteste que ceci est la pièce « A-1 » dont  
il est fait mention dans l'affidavit de Robert  
Desjardins

Assermenté devant moi à Gatineau,  
province de Québec, le 3 mai 2021

---

Commissaire à l'assermentation

# UNITED STATES DISTRICT COURT

for the

Middle District of Florida

DEC -3 AM 9:13

CLERK, US DISTRICT COURT  
MIDDLE DISTRICT FLORIDA  
TAMPA, FLORIDA

United States of America  
v.

SEBASTIEN VACHON-DESJARDINS

Case No. 8:20-cr-364-T-02-SRF

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)  
)  
)

STAMP

Defendant

## 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) SEBASTIEN VACHON-DESJARDINS  
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:

Conspiracy to Commit Computer Fraud, in violation of 18 U.S.C. § 371; Conspiracy to Commit Wire Fraud, in violation of 18 U.S.C. § 1349; Intentional Damage to a Protected Computer, in violation of 18 U.S.C. §§ 1030(a)(5)(A), (c)(4)(A)(i), (c)(4)(A)(i)(VI), and (c)(4)(B)(i); and Transmitting a Demand in Relation to Damaging a Protected Computer, in violation of 18 U.S.C. §§ 1030(a)(7)(B), (a)(7)(C), and (c)(3)(A).

Date: DEC 03 2020

*Janica Dahl*  
Issuing officer's signature

City and state: Tampa, Florida

ELIZABETH WARREN, Clerk, United States District Court

Printed name and title

### Return

This warrant was received on (date) \_\_\_\_\_, and the person was arrested on (date) \_\_\_\_\_  
at (city and state) \_\_\_\_\_

Date: \_\_\_\_\_

Arresting officer's signature

Printed name and title

Copy 12/3/2020



CANADA  
PROVINCE DE / OF QUÉBEC

MANDAT D'ARRESTATION PROVISOIRE /  
PROVISIONAL ARREST WARRANT  
(Art. 13 Loi sur l'extradition / Extradition Act)

District **Gatineau**  
Localité / Locality **Gatineau** 550-88-000035-213  
Dossier / Record  
Corps policier / Police Force **SPVG/GCPD**

AUX AGENTS DE LA PAIX DE LA PROVINCE DE QUÉBEC / TO THE PEACE OFFICERS  
IN THE PROVINCE OF QUÉBEC

No séquentiel / Sequential No  
No d'événement / Occurrence No  
Code statistique / Statistical Code

Le présent mandat est délivré pour l'arrestation de / This warrant is issued for the arrest of  
né le / born on **Sébastien Vachon-Desjardins**  
**1987/07/11**  
adresse / address **36 rue Desforges**  
**Gatineau (Québec)**  
**J8R 2W1**

(ci-après appelé l'intéressé(e) / hereinafter called the person sought)

ATTENDU QUE l'intéressé(e) est visé(e) par une demande d'arrestation provisoire qui énonce l'(les) infraction(s) suivante(s) / WHEREAS the person sought is named in a Request for provisional arrest that states the following offence(s) :

**Accusations aux États-Unis de fraudes commises par ordinateur**


ET ATTENDU qu'il y a des motifs raisonnables de croire qu'il est nécessaire dans l'intérêt public de délivrer le présent mandat d'arrestation provisoire / AND WHEREAS there are reasonable grounds to believe that it is necessary in the public interest to issue this provisional arrest warrant.

À CES CAUSES, LES PRÉSENTES ONT POUR OBJET DE VOUS ENJOINDRE, AU NOM DE SA MAJESTÉ, D'ARRÊTER IMMÉDIATEMENT L'INTÉRESSÉ(E) ET DE L'AMENER DEVANT / THIS IS, THEREFORE, TO COMMAND YOU, IN HER MAJESTY'S NAME, FORTHWITH TO ARREST THE PERSON SOUGHT AND TO BRING HER/HIM BEFORE le Cour supérieure du Québec / the Superior Court of Québec POUR QU'IL/ELLE SOIT TRAITÉ(E) SELON LA LOI / TO BE DEALT WITH ACCORDING TO LAW.

ATTENDU qu'il y a des motifs raisonnables de croire que l'intéressé(e) se trouve ou se trouvera dans / WHEREAS there are reasonable grounds to believe that the person sought will be present in inscrire l'adresse (SI PREUVE SUFFISANTE. SIMON, EFFACEZ TOUT CE PARAGRAPHE ET LE SUIVANT)

LE PRÉSENT MANDAT est également délivré conformément à l'article 529 du Code criminel pour vous autoriser à pénétrer dans cette maison d'habitation pour y arrêter le prévenu, sous réserve de la condition suivante : vous ne pouvez pénétrer dans la maison d'habitation que si, au moment de le faire, vous avez des motifs raisonnables de croire que l'intéressé s'y trouve. / This warrant is also issued in accordance to section 529 of the Criminal Code to authorize you to enter that dwelling-house for the purpose of arresting or apprehending the person sought, subject to the condition that you may not enter the dwelling-house unless you have, immediately before entering the dwelling-house, reasonable grounds to believe that the person sought is present in the dwelling-house.

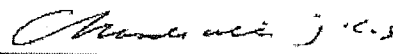
COPIE CONFORME / TRUE COPY

  
Me Véronique Rousseau  
Substitut du procureur général du Canada /  
Counsel for the Attorney General of Canada

À / At **Gatineau**, le / on **26 janvier 2021**, à / at \_\_\_\_\_ heures / hours

**HON. CATHERINE MANDEVILLE, J.C.S.**

Juge de la Cour supérieure du Québec (en lettres majuscules) / Judge of the Superior Court of Québec (in block letters)

  
Juge de la Cour supérieure du Québec / Judge of the Superior Court of Québec

INTÉRESSÉ(E)

38924(8) 0000 1202/0201

**MANDAT D'ARRESTATION**

CANADA  
PROVINCE DE QUÉBEC  
District Gatineau  
Localité Gatineau  
Dossier **550-01-118357-203**  
Événement **GAT-19-69107**  
PPCP au dossier Isabelle Michaud (AM00F1)

Le présent mandat est décerné pour l'arrestation de

**Stéphane PRESCOTT (001) (M)**  
né(e) le 1983-09-02  
permis de P6238-020983-03  
conduire  
adresse 522, avenue des Grands-Prés  
Terrebonne, Québec, J6V 0B3

**Sébastien VACHON DESJARDINS (002) (M)**  
1987-07-11

36 Desforges  
Gatineau, Québec, J8R 2W1  
Ci-après appelé les prévenus.

ATTENDU QUE vous avez été inculpés devant moi comme suit:

**GAT-19-69107**

Concernant Stéphane PRESCOTT (001), Sébastien VACHON DESJARDINS (002), Alexandre HAMILTON-ST-AMOUR (003)

1. Entre le 27 novembre 2019 et le 16 février 2020, à Gatineau et Val-des-Bois, district de Gatineau et à Charlemagne, district de Joliette, ont fait le trafic d'une substance inscrite à l'annexe I ou présentée ou tenue comme telle, commettant ainsi l'acte criminel prévu à l'article 5(1)(3)a) de la Loi réglementant certaines drogues et autres substances.

**GAT-19-69107**

Concernant Sébastien VACHON DESJARDINS (002), Alexandre HAMILTON-ST-AMOUR (003)

2. Le ou vers le 16 février 2020, à Gatineau et Val-des-Bois, district de Gatineau, ont eu en leur possession, en vue d'en faire le trafic, des Méthamphétamines, commettant ainsi l'acte criminel prévu à l'article 5(2)(3)a) de la Loi réglementant certaines drogues et autres substances.

**GAT-19-69107**

Concernant Sébastien VACHON DESJARDINS (002), Alexandre HAMILTON-ST-AMOUR (003)

3. Le ou vers le 16 février 2020, à Gatineau et Val-des-Bois, district de Gatineau, ont eu en leur possession du cannabis en vue de le distribuer en contravention au paragraphe 9(1), commettant ainsi l'acte criminel prévu à l'article 9(2)(5)a)i) de la Loi sur le cannabis.

**GAT-19-69107**

Concernant Sébastien VACHON DESJARDINS (002), Alexandre HAMILTON-ST-AMOUR (003)

4. Le ou vers le 16 février 2020, à Gatineau et Val-des-Bois, district de Gatineau, ont eu en leur possession sachant que tout ou partie de celle-ci a été obtenue directement ou indirectement de la perpétration, au Canada, d'une infraction punissable sur acte d'accusation, dont la valeur dépasse 5000 \$, commettant ainsi l'acte criminel prévu à l'article 354(1)-355a) du Code criminel.

**GAT-19-69107**

Concernant Stéphane PRESCOTT (001), Sébastien VACHON DESJARDINS (002), Alexandre HAMILTON-ST-AMOUR (003)

5. Le ou vers le 16 février 2020, à Val-des-Bois, district de Gatineau, ont eu en leur possession, en vue d'en faire le trafic, de la Cocaïne, commettant ainsi l'acte criminel prévu à l'article 5(2)(3)a) de la Loi réglementant certaines drogues et autres substances.

**WARRANT FOR ARREST**

CANADA  
PROVINCE OF QUÉBEC  
District of  
Locality of  
Record  
Case Number  
CPPA on file

This warrant is issued for the arrest of

born on  
driver's  
licence  
address

**Alexandre HAMILTON-ST-AMOUR (003) (M)**  
1994-02-22

104, rue Bélanger  
Val-des-Bois, Québec, J0X 3C0  
Hereinafter called the accused.

WHEREAS you have been charged before me as follows:

~~Concernant Stéphane PRESOTTI~~ (001), Sébastien VACHON DESJARDINS (002), Alexandre HAMILTON-ST-AMOUR (003)

6. Le ou vers le 16 février 2020, à Val-des-Bois, district de Gatineau, ont eu en leur possession, en vue d'en faire le trafic, du MDMA, commettant ainsi l'acte criminel prévu à l'article 5(2)(3)a) de la Loi réglementant certaines drogues et autres substances.

ET ATTENDU QU'il y a des motifs raisonnables de croire qu'il est nécessaire dans l'intérêt public de décerner le présent mandat pour l'arrestation des prévenus (art. 507(4) C.cr.).

À CES CAUSES, les présentes ont pour objet de vous enjoindre, au nom de Sa Majesté, d'arrêter immédiatement les prévenus et de les amener devant moi ou tout autre juge de paix du district de Gatineau afin qu'ils répondent à cette inculpation et soient traités selon la loi.

À Gatineau, le 14 août 2020

WHEREAS, there are reasonable grounds to believe that it is necessary in the public interest to issue this warrant for the arrest of the accused (507(4) of the Criminal Code).

THEREFORE, THIS IS to command you, in Her Majesty's name, forthwith to arrest the accused and to bring him (her) before me, or any other justice for the district of in order that he (she) plead to this charge and be dealt with according to law.

At

\_\_\_\_\_  
Juge de paix (en majuscules)

\_\_\_\_\_  
Justice of the peace (in block)

\_\_\_\_\_  
Juge de paix

\_\_\_\_\_  
Justice of the peace

7.

7.

# PIÈCE «A-3»

J'atteste que ceci est la pièce « A-3 » dont  
il est fait mention dans l'affidavit de Robert  
Desjardins

Assermenté devant moi à Gatineau,  
province de Québec, le 3 mai 2021

---

Commissaire à l'assermentation

Q CR LANG:F NIV: 1  
REM: GA1244 1244

\*GENDARMERIE ROYALE DU CANADA - SERVICE DE L IDENTITE JUDICIAIRE  
\*DIFFUSION RESTREINTE - RENSEIGNEMENTS COMMUNIQUEES PAR LES ORGANISMES  
\*D EXECUTION DE LA LOI ET CORROBORES PAR DES EMPREINTES DIGITALES  
\*DIFFUSION AUX ORGANISMES AUTORISES SEULEMENT  
L  
\*POUR LES AUDIENCES DE SENTENCE SEULEMENT - POUR MISE A JOUR DU DOSSIER CRIMINE  
\*CONTACTEZ CPSIC.IISRCMP-GRC.GC.CA AVEC FPS ET LA DATE DE SENTENCE

FPS: 133611G

VACHON DESJARDINS. SEBASTIEN  
VACHON-DESJARDINS. SEBASTIEN

Requête : 4523360  
Date : 20200623 131902  
Par/Pour : F112/F112  
Identifiant : GA1244  
Impression : 2020-06-23 13:19:17

NOTE:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\*CONDAMNATIONS AU CRIMINEL LIBERATIONS CONDITIONNELLES ET  
\*INCONDITIONNELLES ET RENSEIGNEMENTS CONNEXES

2015-06-15  
GATINEAU QC

- |  |  |
|--|--|
| (1) POSS DE SUBSTANCES DE<br>L'ANNEXE I EN VUE DU<br>TRAFIC<br>ART 5(2)(3)(A) LOI SUR LES<br>DROGUES ET SUBST. | (1) 42 MOIS ET INTERDICTION<br>OBLIGATOIRE D'ARMES ART<br>109 CC |
| (2) TRAFIC DE SUBSTANCES DE<br>L'ANNEXE I<br>ART 5(1)(3)(A) LOI SUR LES<br>DROGUES ET SUBST.                   | (2) 42 MOIS  |
| (3) POSS DE SUBSTANCES DE<br>L'ANNEXE I EN VUE DU<br>TRAFIC<br>ART 5(2)(3)(A) LOI SUR LES<br>DROGUES ET SUBST. | (3) 30 MOIS ET INTERDICTION<br>OBLIGATOIRE D'ARMES ART<br>109 CC |
| (4) TRAFIC DE SUBSTANCES DE<br>L'ANNEXE II<br>ART 5(1)(3)(A) LOI SUR LES                                       | (4) 30 MOIS  |

Requête : 4523360  
Date : 20200623 131902  
Par/Pour : F112/F112  
Identifiant : GA1244  
Impression : 2020-06-23 13:19:21

NOTE: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

# ANNEXE 8

## AFFIDAVIT DE SÉBASTIEN VACHON-DESJARDINS

---

Je, soussigné, Sébastien Vachon-Desjardins, actuellement détenu au Centre de détention de Gatineau (Hull), situé au 75 Rue Saint-François, Gatineau, QC J9A 1B4, déclare solennellement ce qui suit :

1. Je suis le Requérrant dans la requête en mise en liberté en attendant l'audition de la demande d'extradition présentée à mon endroit par le procureur général du Canada au nom des États-Unis d'Amérique;
2. Je possède uniquement la citoyenneté canadienne, et je ne possède aucun statut ou bien dans un pays étranger. À titre de citoyen canadien, j'ai un passeport canadien qui expirera en 2029. Je ne possède aucun autre passeport ou titre de voyage d'aucun autre pays;
3. En date du 27 janvier 2021, j'ai été arrêté par la GRC en lien avec une demande d'arrestation provisoire présentée par les États-Unis d'Amérique en vue d'une demande d'extradition me concernant ;
4. Je fais le présent affidavit pour soutenir ma demande de remise en liberté en attendant la décision sur la demande d'extradition ;
5. J'ai des antécédents judiciaires pour lesquels j'ai purgé une peine en 2015. Je joins la liste de mes antécédents judiciaires, pour valoir comme si c'était récité au long dans mon affidavit ; **(Annexe 1)** ;
6. Au moment de mon arrestation, j'étais sous condition dans un dossier pendant à la Cour du Québec, à Gatineau, dossier portant le numéro 550-01-118357-203. Dans ce dossier je fais face à des accusations en lien avec :
  - Trafic de stupéfiants;
  - Possession de plusieurs sortes de stupéfiants en vue d'en faire le faire le trafic;
  - Recel;
7. J'ai toujours respecté les conditions qui m'ont été imposées par la Cour;
8. Depuis ma détention le 27 janvier 2021, et durant toute détention antérieure, je n'ai jamais fait l'objet de rapport disciplinaire. Lorsque j'ai été en libération conditionnelle, j'ai toujours respecté les conditions qui m'ont été imposées;
9. Comme garanties au respect des conditions de remise en liberté, je suis prêt à souscrire aux engagements suivants :



- Me rendre à un poste de police pour signer à chaque jour si nécessaire ou à la fréquence que déterminera cette Cour;
  - Ne pas quitter la province de Québec et la ville de Gatineau;
  - Me soumettre à une surveillance au moyen d'un bracelet électronique qui sera installé à mes frais;
  - Signer un engagement personnel au montant de 50 000;
  - Remettre mon passeport Canadien au greffe de la Cour et m'engager à ne pas faire de demande pour un nouveau passeport (passeport valide jusqu'en 2029);
  - Respecter un couvre-feu aux heures indiquées par la Cour;
  - Habiter chez mes parents au 23 rue Ragueneau, Gatineau, QC. J8V 2M7;
  - Ne pas utiliser internet et des ordinateurs y compris téléphone cellulaire sauf pour les fins autorisées par la Cour (tel qu'assister à une audience par visio-conférence);
  - Ne pas être contact avec des gens qui à ma connaissance ont des antécédents criminels;
10. Depuis mon incarcération, j'ai été placé en quarantaine à deux occasions, pour un total de 1 mois. Les conditions de détention deviennent plus difficiles pendant ces périodes de quarantaine. À titre d'exemple, j'ai été confiné en cellule 24/24 avec une sortie de 15 minutes par jour, et certaines journées cette sortie de 15 minutes dans la cour ne fut pas accordée. En raison de la pandémie actuelle, il n'y a pas de cours à l'école de la prison, aucune visite n'est permise, les communications avec la famille sont plus difficiles étant donné le nombre de personnes désireuses d'utiliser le téléphone. Parfois, le téléphone n'est pas disponible. J'éprouve de la difficulté à rejoindre mon avocat en raison des restrictions;
11. La première quarantaine a été imposée lors de mon arrivée à la prison le 27 janvier 2021. La deuxième quarantaine a été imposée du 3 avril au 17 avril parce qu'il y avait une éclosion qui sévissait dans le centre de détention;
12. Actuellement, je suis toujours considéré un employé des Services publics et Approvisionnement Canada (SPAC), mais, ma cote de sécurité a été suspendue durant l'enquête effectuée par les SPAC. La cote de sécurité est un préalable à l'emploi au sein des Services publics et Approvisionnement Canada (SPAC) en vertu de la *Loi sur l'emploi dans la fonction publique* dès lors, je ne suis plus autorisé à avoir accès aux informations, aux biens, aux établissements ainsi qu'aux employés de SPAC, jusqu'à la conclusion de la révision pour motif valable;
13. Advenant ma remise en liberté, je suis prêt à faire des démarches pour trouver un emploi légitime et rémunéré dans lequel je n'aurai accès à aucun ordinateur ou qui n'exige pas l'usage d'internet;

14. Je n'ai aucune autre accusation portée contre moi ni au Canada, ni à l'extérieur du Canada, hormis celles ayant mentionnées dans le présent affidavit;
15. Je n'ai aucun autre antécédent judiciaire ni au Canada, ni à l'extérieur du Canada, hormis ceux mentionnés dans le présent affidavit;
16. Je suis prêt à fournir personnellement un cautionnement au montant pour un montant de cinquante mille dollars (50 000 \$) et je propose que qu'un engagement sois souscrit à cette fin. Dans l'éventualité que le tribunal d'appel estimerait ce montant insuffisant, je suis prêt à souscrire à un engagement supplémentaire sans dépôt;
17. Je suis fils unique de mes parents. Ma famille et moi avons des liens affectifs significatifs et je respecte mes parents et habiter sous leur toit est pour moi un grand réconfort;
18. Je m'engage à me livrer aux autorités policières immédiatement si le tribunal ordonne mon incarcération en attendant que je sois livré aux autorités américaines dans le cadre de la procédure d'extradition;
19. À ma connaissance, il n'y a pas d'internet ni d'ordinateur à la résidence de mes parents et je m'engage à ne pas utiliser internet ni un ordinateur selon les paramètres que la Cour pourra déterminer ;
20. Tous les faits allégués dans le présent affidavit sont vrais au meilleur de ma connaissance.

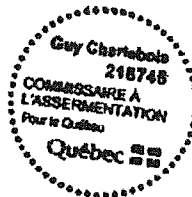
EN FOI DE QUOI J'AI SIGNÉ À Gatineau le 3 mai 2021

*Sébastien Vachon*

**Sébastien Vachon-Desjardins**

AFFIRMÉ SOLLENNELLEMENT DEVANT MOI À Gatineau le 3 mai 2021

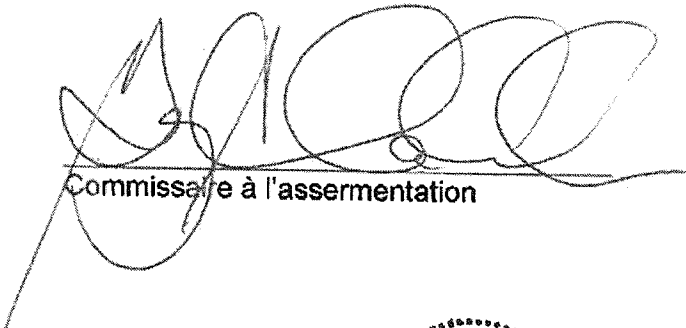
  
**Commissaire à l'assermentation**



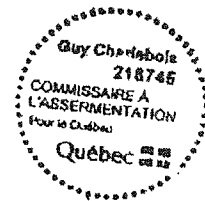
# PIÈCE «A-1»

J'atteste que ceci est la pièce « A-1 » dont  
il est fait mention dans l'affidavit de  
Sébastien Vachon-Desjardins

Assermenté devant moi à Gatineau,  
province de Québec, le 3 mai 2021



Commissaire à l'assermentation



Q CR LANG:F NIV: 1  
REM: GA1244 1244

\*GENDARMERIE ROYALE DU CANADA - SERVICE DE L IDENTITE JUDICIAIRE  
\*DIFFUSION RESTREINTE - RENSEIGNEMENTS COMMUNIQUEES PAR LES ORGANISMES  
\*D EXECUTION DE LA LOI ET CORROBORES PAR DES EMPREINTES DIGITALES  
\*DIFFUSION AUX ORGANISMES AUTORISES SEULEMENT  
L  
\*POUR LES AUDIENCES DE SENTENCE SEULEMENT - POUR MISE A JOUR DU DOSSIER CRIMINE  
\*CONTACTEZ CPSIC.IIS@RCMP-GRC.GC.CA AVEC FPS ET LA DATE DE SENTENCE

FPS: 133611G

VACHON DESJARDINS. SEBASTIEN  
VACHON-DESJARDINS. SEBASTIEN

Requête : 4523360  
Date : 20200623 131902  
Par/Pour : F112/F112  
Identifiant : GA1244  
Impression : 2020-06-23 13:19:17

NOTE:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\* CONDAMNATIONS AU CRIMINEL LIBERATIONS CONDITIONNELLES ET  
\* INCONDITIONNELLES ET RENSEIGNEMENTS CONNEXES

2015-06-15  
GATINEAU QC

- |  |  |
|--|--|
| (1) POSS DE SUBSTANCES DE<br>L'ANNEXE I EN VUE DU<br>TRAFIC<br>ART 5(2)(3)(A) LOI SUR LES<br>DROGUES ET SUBST. | (1) 42 MOIS ET INTERDICTION<br>OBLIGATOIRE D'ARMES ART<br>109 CC |
| (2) TRAFIC DE SUBSTANCES DE<br>L'ANNEXE I<br>ART 5(1)(3)(A) LOI SUR LES<br>DROGUES ET SUBST.                   | (2) 42 MOIS  |
| (3) POSS DE SUBSTANCES DE<br>L'ANNEXE I EN VUE DU<br>TRAFIC<br>ART 5(2)(3)(A) LOI SUR LES<br>DROGUES ET SUBST. | (3) 30 MOIS ET INTERDICTION<br>OBLIGATOIRE D'ARMES ART<br>109 CC |
| (4) TRAFIC DE SUBSTANCES DE<br>L'ANNEXE II<br>ART 5(1)(3)(A) LOI SUR LES                                       | (4) 30 MOIS  |

Requête : 4523360  
Date : 20200623 131902  
Par/Pour : E112/E112  
Identifiant : GA1244  
Impression : 2020-06-23 13:19:21

NOTE:

.....  
.....  
.....

DROGUES ET SUBST.  
(DCN11508405310062164106)  
(SP GATINEAU  
608382005331)

\*FIN DES CONDAMNATIONS ET LIBERATIONS

TRAITEMENT DU CIPC DU 2020-06-23 13:19:00 AU 2020-06-23 13:19:00

Requête : 4523360  
Date : 20200623 131902  
Par/Pour : F112/F112  
Identifiant : GA1244  
Impression : 2020-06-23 13:19:35

NOTE: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**N° cause: 550-68-000035-213**

**COUR SUPÉRIEURE  
DU QUÉBEC**

**ENTRE**

**SÉBASTIEN VACHON-DESJARDINS**

**REQUÉRANT- Intéressé**

**ET**

**PROCUREUR GÉNÉRAL DU CANADA**

**(Au nom des États-Unis d'Amérique)**

**INTIMÉ-Requérant**

**REQUÊTE EN MISE EN LIBERTÉ**

**COPIE COUR**

**AV0BQ4**

**Me Réginal Victorin  
AVOCAT**

**480 boulevard St-Laurent, suite 200  
Montréal, Québec, H2Y 3Y7**

**Tel : (514) 526-6625**

**Fax : (514) 879-9524**

**[reginalvictorin@hotmail.com](mailto:reginalvictorin@hotmail.com)**

**N° cause: 550-68-000035-213**

**COUR SUPÉRIEURE  
DU QUÉBEC**

**ENTRE**

**SÉBASTIEN VACHON-DESJARDINS**

**REQUÉRANT- Intéressé**

**ET**

**PROCUREUR GÉNÉRAL DU CANADA**  
(Au nom des États-Unis d'Amérique)

**INTIMÉ-Requérant**

**REQUÊTE EN MISE EN LIBERTÉ**

**COPIE Me Isabelle-Anne LAROCQUE**

**AV0BQ4**

*Me Réginal Victorin*  
**AVOCAT**

480 boulevard St-Laurent, suite 200  
Montréal, Québec, H2Y 3Y7  
Tel : (514) 526-6625  
Fax : (514) 879-9524  
[reginalvictorin@hotmail.com](mailto:reginalvictorin@hotmail.com)



SSO-38-00029-219

ECR-9  
2021.05.13  
kf.

# ANNEXE 9



COMPLIANCE MONITORING PROGRAMS  
*GPS and Alcohol Monitoring*  
recoveryscience.ca

May 11, 2021

To the Honourable Court:

**Re: Sebastien VACHON-DESJARDINS; GPS Monitoring**

This letter is provided to confirm Recovery Science Corporation's (RSC) readiness to provide monitoring to this Applicant. More detail about our monitoring technology and programs is available in our Compliance Monitoring Program for Criminal Cases document. This letter assumes that document has been provided together with this letter.

I, Stephen Tan, Director of Operations for RSC, have been contacted by counsel for Sebastien Vachon-Desjardins, the Applicant. I confirm that if the Applicant is granted bail with the requirement to be monitored with a GPS ankle bracelet, RSC is prepared to provide that service. The technician would install the bracelet at a location and within a window of time required by the court, for example, at the detention centre or within 24 or 48 hours at the residence. A shorter window of time for installation is possible, pending the specific requirements and confirmation by RSC.

I understand that the Applicant proposes to reside at 23 Rue Ragueneau, Gatineau, Quebec. I confirm that this address is in an area of cellular coverage, so that the GPS bracelet will be able to communicate its data, and the monitoring will be functional.

This letter does not reflect any assessment by RSC of whether the Applicant and the overall plan of supervision meet the applicable legal test for release.

GPS monitoring performs two primary functions – (1) it creates a continuous record of the wearer's location and (2) it generates alerts when the accused leaves an area they are required to remain within or enters an area they are not permitted to enter. When a geographic restriction such as a house arrest or curfew has no exceptions, the alert generated when the wearer leaves or enters the relevant area will result in immediate action on our part. When terms allow exceptions to a geographic restriction, such as surety-accompanied leaves, or special purpose leaves (for work, school, meeting with counsel, etc.), the system-generated alert by itself will not be sufficient to indicate a violation. We therefore perform additional steps to verify compliance.

When an exception permits the accused to leave the residence in the company of a surety, we use two tools. Every such leave must be preceded by the surety making a call to our voice verification system. When we see the alert indicating that the accused has left the residence, we check immediately to see whether the surety has passed the voice verification test. All surety-accompanied leaves are also subject to random spot checks requiring the surety to submit a live video showing the surety with the accused using our live video app installed on their mobile phone. Both of these tools result in immediate action on our part if not complied with.

Readiness/Commitment letter for Sebastien VACHON-DESJARDINS



For special purpose exceptions, we perform an after-the-fact review of the accused's GPS records to verify whether they complied with the exception's parameters. Our current practice is to perform such reviews weekly.

If RSC detects a violation, by default we will call police communications of the region where the violation has occurred forthwith. If more specific instructions are provided by the responsible officer or a protocol is specified in the Release Order, RSC will follow those. Additionally, the responsible officer is provided the option to have access to the monitoring system to be able to do real-time compliance checks, review past movements of the Applicant, and receive any alerts directly from the system via text message or email immediately upon detection of a violation.

Since June 2010, there have been over 1500 bails granted in 8 provinces (BC, AB, SK, MB, ON, QC, NB, NS), where our monitoring was a term of the bail, including over 350 Superior Court contested bails, 8 extradition bails and 25 Court of Appeal bails. RSC has monitored 40 people released on bail in the Province of Quebec. RSC currently monitors over 500 people on bail.

The Applicant or copayor for the Applicant is responsible for all costs. There is no cost to the police, the Crown, or court, even if we are required to give evidence of a violation. If at any point, the Applicant or co-payor is unable to make payment for the monitoring, RSC will report non-payment. RSC will continue to provide the monitoring until the police and Crown have had time to determine their course of action. To this point, RSC has terminated monitoring in three cases for non-payment.

I am available for any further information or assistance.

Sincerely,

*Stephen Tan*

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