

STATEMENT OF FACTS

APPLICATION NO. (court use only)

PAGE

**Trial Court of Massachusetts
District Court Department**



IN SUPPORT OF
APPLICATION FOR CRIMINAL COMPLAINT

9 OF 9

The undersigned alleges the following as a full or partial statement of the factual basis for the offense(s) for which a criminal complaint is sought.

COURT DIVISION

**Worcester District Court
225 MAIN ST
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openly communicating with an 18-year-old Assumption University student on a dating app known for "making connections, whether for hooking up or long-term romantic entanglements. It all comes down to how you use the app and what you're looking to get out of it."

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LAW ENFORCEMENT OFFICER
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11/26/27

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premeditated gathering and staging of students in the lounge area to catch this subject by the primary group was conducted by the use of trickery or deceit to seize, confine or kidnap this person. The gathering of these persons was intended to cause the victim to be caught and held against his will absent any authority to do so.

19) The subject is not in any way designated a sexual predator nor was his Tinder response in violation of any M.G.L. The fabrication of the predator on campus report by Brainard, Randall, Smith, Trudeau, Carroll and the juvenile male subject continued into the interviews and interrogation. Mr. Smith and Ms. Trudeau denied involvement, deflected responsibility and lied about their involvement. Ms. Trudeau deflected responsibility onto the guys forcing Ms. Brainard to go out and get this guy and that she was only concerned for Ms. Brainard's safety from this stranger coming to campus. It was reported that Ms. Brainard's reporting of the incident and the person(s) that helped were fully aware of what was taking place (catch a predator) and were willing participants who were present for the duration of the incident from its inception and planning to its conclusion. The information provided to responding officers was intentionally misleading to diminish their collective culpability when Res-Life personnel became aware of the incident and the subject complained to police.

20) The collective conspiracy and actions of Ms. Brainard, Mr. Randall, Ms. Trudeau, Mr. Smith, Mr. Carroll and the juvenile male are directly responsible for the intentional and systemic mistreatment, false imprisonment, physical assault and battery and potential character assassination of Mr. Moynihan by any dissemination of the associated videos appearing on social media. There is absolutely no evidence presented to indicate that Mr. Moynihan was seeking sexual relations with underage girls. The text messages provided by Mr. Moynihan indicate that he was

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Hall and resulted in the subsequent kidnapping, physical assault and battery and character assassination of Mr.

Moynihan. The core group of conspirators identified by full name by Mr. Randall were present from the planning and

execution of this plot to catch a predator from the beginning and consists of the following Assumption University

students:

1) Kelsy Brainard

2) Easton Randall

3) Isabella Trudeau

4) Joaquin Smith

5) Kevin Carroll

6) Elijah Wisdom Juvenile *

18) Mr. Randall reported that it was the fabrication of the sexual predator allegation as reported on the group

chat thread that provoked a rabid response from the students resulting in the unauthorized confinement of the

victim and the subsequent physical assault and batteries. The resulting action was in direct response to this

deceitful group's texting with Mr. Moynihan and the Alumni 3rd floor. It is subsequently confirmed through

interviews and interrogation that this primary group of individuals that conspired to lure this subject onto campus

to be caught by a group of people compelled to "catch a predator" under false pretense. The primary group of

conspirators above, reportedly exchanged ideas of what to text the subject in order to lead him onto campus. The

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physically assaulting him or calling the police.

17) Easton Randall reported that the whole incident started out on Tinder with messages being sent back and forth between Kelsy and Mr. Moynihan. He reported sexual things were said. He was asked who was with him at the time and he reported that he was sitting with Kelsy, Bella, Juvenile, Smitty, Kevin and Ben when the idea of catch a predator came to mind. He reported that it was like the Chris Hansen videos where you 'catch a predator and either call police or kick their ass.' Mr. Randall reported that the catch a predator is a big thing on TikTok currently but that this got out of hand and went bad. Mr. Randall reported that they all made suggestions and agreed to what information was texted to Mr. Moynihan and that the others joined the conspiracy knowing of the unlawful plan and intending to help carry it out. Mr. Randall reported that the following people were part of the core group that lured the subject to campus. This core group continued contact with Mr. Moynihan and conspired with each other to deceitfully lure Moynihan to campus, falsely labeled him as a sexual predator and rallied other students to assist in the catching and confining of this contrived "sexual predator." The group chat referenced as the source of contact to gather the people into the lounge area is an Alumni Hall 3rd floor chat group consisting of all males who reside on the 3rd floor. Mr. Randall was asked about the Alumni 3rd Floor group chat and acknowledges its existence and reported that he used it to text some guys stating, "like you have to come down here we're catching a predator." Mr. Randall reports that "Smitty" was texting with some guy and put "underage" in his text and a "mass of people came down." after that. This core group (identified below) conspired to fabricate a false narrative based on incorrect, incomplete, and deceitful information that was accepted as true by the student population of Alumni

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driver's door is reportedly slammed on his head. Victim is able to escape in motor vehicle. Subsequent interviews of Mr. Smith, Ms. Trudeau and Mr. Carroll including Mr. Carroll's subsequent confession, confirm that he is the subject that slammed the victims head in the door.

14) A review of Tinder messages shared by the Ms. Brainard and Mr. Moynihan is negative for any indication that the subject was looking for underage girls to meet. The subject believed he was meeting an 18-year-old female on a college campus and using the Tinder app as it is originally designed to initiate a hookup.

15) When confronted with the fact that the information that she was providing was not factual but falsification and lies Ms. Brainard acknowledge that to be true. Mr. Brainard continued to diminish her responsibility indicating that she did not know what was going to happen. Ms. Brainard continued to allude to her not being a part of this incident and when confronted about the lies she reported last night and the lies she continued to tell during her recorded interrogation she could not respond except to lay blame upon her friend, Easton Randall. Ms. Brainard was asked again where the information about an underage girl came from, she could not answer stating she did not know. Ms. Brainard confirmed again that her Tinder account indicates that she is 18 years old.

16) Through subsequent interrogations it is determined that a small subset of the larger group conspired with each other to lure the victim to the property and solicited assistance in "catching a predator" via group texts. Subsequent interrogation and interview identified the primary actors in the inveigling of the victim. The goal of the Tinder invite was to simulate the TIK TOK fad of luring a sexual predator to a location and subsequently

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campus to conceal that the subject was lured to campus to be caught as a sexual predator by a group of students lacking legal authority to do so. The report of a sexual offender on campus creates a heightened sense of alert due to the vulnerable student population.

10) The videos obtained show that the subject was escorted into the building by Ms. Brainard, led to the basement lounge area where they are viewed seated on a sofa with ample personal space between them, watching the baseball game. Ms. Brainard is seen laughing and smiling during the encounter with the subject and does not appear to be in fear or even slightly uncomfortable. There is a sudden influx of other students who appear to come from secreted locations in the lounge area and confront the subject. Ms. Brainard is laughing and smiling during this confrontation.

11) The male victim is berated as a sexual offender, the victim is grabbed and restrained and subjected to large group of mostly males blocking his access to the exit and preventing his freedom of movement with the intent to cause him to be held against his will.

12) The victim is able to break free and subsequently flee from the room. The victim is chased by a large group of students upstairs and out the door to his parked motor vehicle. During his attempt to flee he is struck in the head from behind by a male subject. Victim provided physical description and subsequent confirmation of subject that struck him from behind from a video depicting the assailant leading the pursuit to capture this individual. This subject is known to the Commonwealth but is a juvenile and will not be named at this time.

13) The victim is chased to his parked motor vehicle where his motor vehicle is surrounded, kicked, and the

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you see the group coming back in, laughing and high fiving with each other, Ms. Brainard is included in the group.

8) Based on the information reported it was apparent that more had transpired than what was being reported. I

conducted my own review of the surveillance footage and Ms. Brainard is seen exiting Alumni Hall and returning

moments later with a male subject identified as Mr. Moynihan. The two walk down to the lounge area and there is no

further recorded activity. A check of the surveillance footage time stamps indicates that on 10/01/2024 at 10:35:33

pm, Ms. Brainard ascends the staircase from the lounge area and exits the front door. At 10:36:51 pm,

Ms. Brainard and the subject identified as Mr. Moynihan enter Alumni through the front entrance way. The two walk

down the staircase going back down to the Lounge area. There is no further activity until 10:38:08 pm when Mr.

Moynihan is seen running up the staircase and trying to exit Alumni Hall. Mr. Moynihan is clearly trying to escape

from the 25-30 people in active pursuit of him. The crowd can clearly be seen utilizing cell phones to record the

pursuit. The volume of students seen ascending the stairs in pursuit of Mr. Moynihan is in direct contradiction of

the information provided by Ms. Brainard. It appears that the group chasing Mr. Moynihan was staged and or awaiting

his arrival. The area from which the mob comes from is typically an underused area not frequented by large groups

of students simultaneously. The interaction depicted in the footage occurs from start to finish in 2.35 minutes and

does not appear to be a random occurrence but a deliberately staged event.

9) Subsequent investigation revealed that there were first person perspective videos being circulated amongst

students. Upon obtaining this footage it is determined that the report filed by Ms. Brainard was false and

fabricated and her victimization was fraudulently reported to mislead police in believing a sexual predator was on

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5) Officers received a report from Worcester Police advising they were off with a male subject requiring assistance with an incident that took place on Assumption University property. Officers met with the subject, identified as Moynihan, Brady. Mr. Moynihan reported that he was in Worcester to attend his grandmother's funeral services and just wanted to be around people that were happy. Mr. Moynihan reported that he was communicating with this girl, Kelsy Brainard, on Tinder and that they were going to try and hook up. He reported that Brainard invited him to come and meet her specifically asking him to "meet her at Alumni Hall next to the Kennedy Building." He reported he was led into the building by the Ms. Brainard and was only there for a few minutes when a group of people came out of nowhere and started calling him a pedophile and accusing that he liked having sex with 17-year-old girls.

6) The subject reported that he was surrounded by the group and became fearful when he was unable to leave due to being grabbed and held back from leaving. The subject reported that he was able to break free and ran up the stairs being chased by the group of 25 or more people. He reported he was chased to his car and was assaulted (punched in back of head) had his car door slammed on him and his vehicle kicked by the pursuing group. The subject reports that he fled the campus and went to an area where he felt safe and called Worcester Police.

7) A subsequent review of the surveillance equipment that is positioned with a field of view of the entrance to Alumni Hall and the hallway leading down to the Lounge area was conducted. Officers observed surveillance footage which depicts Ms. Brainard escorting Mr. Moynihan into the building and down the stairs to the lounge area. Shortly thereafter you can see Mr. Moynihan running up the stairs followed by a large group of students including Ms. Brainard, all with their cell phones out in what seems to be a recording of the whole episode. A few minutes later

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1) On Wednesday, October 2, 2024, I Assumption University Police Sgt. Christopher J. Shea, was assigned to work the 8:00 am – 4:00 pm uniformed patrol shift. I was assigned to unmarked Cruiser 3 on a campus wide patrol sector. Upon reporting for duty, I reviewed the Dispatch log for the previous two shifts activities to determine what incidents required follow up investigation, approval or correction. I had received information regarding a disturbance at Alumni Hall where Res-Life were requesting assistance, and subsequently a report of an Assault & Battery was reported to Worcester Police Department.

2) Subsequent investigation revealed that the disturbance was the result of a Tinder app contact coming to Campus to meet an Assumption student identified as Kelsy Brainard. Ms. Brainard reported that a creepy guy came to campus looking to meet an underage girl (17). It was reported to responding Res-Life personnel that the male "just came to campus, made Kelsy Brainard feel creepy, and she texted to a friend, Easton Randall who came down to help Kelsy with the "sexual predator." The subject was subsequently chased off of campus by this male friend.

3) Officers interviewed Kelsy Brainard who reported a sexual predator on campus, and she reaffirmed the information she reported to Res-Life personnel to be true. Ms. Brainard claimed to be a victim of this unsolicited contact with the subject on Tinder and that he just came here uninvited, and she was frightened by him being creepy.

4) Kelsy Brainard's actual Tinder account profile was used indicating she was an 18-year-old female. Ms. Brainard reported this same account when interviewed by responding officers. Subsequent investigation was conducted to locate this "predator" but resulted in negative contact with him on campus.

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