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FILED

STATE OF NORTH CAROLINA

2022 MAR 21

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

WAKE COUNTY

WAKE CO., C.S.C.

FILE NO.: 22 R _____

IN THE MATTER OF THE TENDER OF
SURRENDER OF THE LAW LICENSE
OF

CONSENT ORDER
OF DISBARMENT

BRIAN MATTHEW LOVE, Attorney

THIS MATTER came before the undersigned Judge of the Superior Court of Wake County upon the tender of surrender of his law license by Brian Matthew Love (hereinafter "Love"). The North Carolina State Bar ("State Bar") was represented by Alex G. Nicely and B. Tessa Hale. Love was represented by Christian E. Dysart and Ryan Willis.

Based upon the Affidavit of Surrender of Law License submitted to the Court by Love, the Court makes the following:

FINDINGS OF FACT

1. Love was admitted to the North Carolina State Bar on August 27, 2010, and is, and was at all times referred to herein, an attorney at law licensed to practice in North Carolina, subject to the laws of the State of North Carolina, the Rules and Regulations of the North Carolina State Bar and the Rules of Professional Conduct.

2. During all of the periods relevant hereto, Love was actively engaged in the practice of law in Wake and Durham Counties, North Carolina.

3. Love is aware that there is presently pending a State Bar investigation based in part on allegations that he engaged in a pattern of misconduct by using the personal information of multiple victims to falsely register online accounts in the names of those victims, impersonating those victims in sexually explicit communications with others, obtaining and electronically transmitting sexually explicit images of those victims to others without their consent, and using fraudulent online accounts to repeatedly text those victims, with the intent to harass them and cause them substantial emotional distress.

4. Love acknowledges that the material facts upon which the State Bar's investigation is predicated are true.

5. An Indictment, based in part on the conduct described in paragraph 3 above, was filed against Love in the United States District Court for the Eastern District of North Carolina, Docket No. 5:21-CR-411-IM(3), alleging twenty counts of Wire Fraud in violation of 18 U.S.C. § 1343, two counts of Aggravated Identity Theft in violation of 18 U.S.C. § 1028A, two counts of Stalking in violation of 18 U.S.C. § 2261A(2)(B), and one count of Transmitting Interstate Communications with Intent to Extort in violation of 18 U.S.C. § 875(d). A true and accurate copy of the Indictment is attached and incorporated herein as Exhibit 1.

Consent Order of Disbarment
Brian Matthew Love
Page 1 of 3

6. Love pled guilty to and was convicted of the federal felony offenses of Aggravated Identity Theft in violation of 18 U.S.C. § 1028A and Stalking in violation of 18 U.S.C. § 2261A(2)(B), Counts Twenty-Two and Twenty-Four of the Indictment filed against him in the United States District Court, Eastern District of North Carolina, Western Division, Docket No. 5:21-CR-411-IM(3).

7. Love acknowledges that, in pleading guilty to Counts Twenty-Two and Twenty-Four of the Indictment, he admitted to engaging in criminal acts that reflect adversely on his honesty, trustworthiness or fitness as a lawyer.

8. Love desires to resign and tender his license to practice law in North Carolina.

9. Love's resignation is freely and voluntarily rendered. It is not the result of coercion or duress. Love is fully aware of the implication of submitting his resignation.

10. Love desires to submit his resignation because he knows that if disciplinary charges were predicated upon the misconduct being investigated by the State Bar, he could not successfully defend against those charges.

Based upon the foregoing Findings of Fact, the Court makes the following:

CONCLUSIONS OF LAW

1. The Courts of this State have the inherent authority to take disciplinary action against attorneys practicing therein.

2. This Court has jurisdiction over the person of Brian Matthew Love and of the subject matter of this proceeding.

3. By using the personal information of victims to falsely register online accounts in the names of those victims, impersonating those victims in sexually explicit communications with others, obtaining and electronically transmitting sexually explicit images of those victims to others without their consent, using fraudulent online accounts to repeatedly text those victims with the intent to harass them and cause them substantial emotional distress, and engaging in the federal felony offenses of Aggravated Identity Theft and Stalking, Love engaged in criminal acts that reflect adversely on his honesty, trustworthiness or fitness as a lawyer in violation of Rule 8.4(b) of the Rules of Professional Conduct and engaged in conduct involving dishonesty, fraud, deceit or misrepresentation in violation of Rule 8.4(c) of the Rules of Professional Conduct.

4. Love's misconduct constitutes grounds for discipline pursuant to N.C. Gen. Stat. § 84-28(b)(1) and (2).

5. Love has engaged in professional misconduct warranting disbarment.

IT IS NOW, THEREFORE, ORDERED:

1. The tender of surrender of license of Brian Matthew Love is accepted.

2. Brian Matthew Love is hereby **DISBARRED** from the practice of law in North Carolina effective upon entry of this Order.

3. Love shall comply with the provisions of 27 N.C. Admin. Code 1B.0121 and 27 N.C. Admin. Code 1B.0128 of the North Carolina State Bar Discipline and Disability Rules. Love shall surrender his license and permanent membership card to the Secretary of the North Carolina State Bar along with the affidavit required by 27 N.C. Admin. Code 1B.0128 within ten days of the entry of this Order.

4. Love shall not petition for reinstatement of his law license until the expiration of at least five years from the date of this Order.

5. Love's law license shall not be reinstated until he has demonstrated to the satisfaction of the Disciplinary Hearing Commission and the Council of the North Carolina State Bar that he has complied with 27 N.C. Admin. Code 1B.0129.

6. The costs of this action and any administrative fees assessed by the State Bar are taxed against Love.

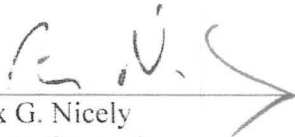
Done and Ordered this the 14 day of March, 2022.



Superior Court Judge Presiding

Paul C. Riseway
Senior Assistant
Superior Court Judge

CONSENTED TO BY:



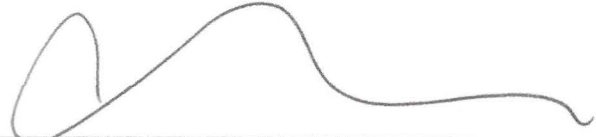
Alex G. Nicely
Deputy Counsel
The North Carolina State Bar



Brian Matthew Love



B. Tessa Hale
Deputy Counsel
The North Carolina State Bar



Christian E. Dysart
Attorney for Brian Matthew Love
Dysart Willis

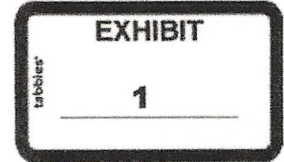


Ryan Willis
Attorney for Brian Matthew Love
Dysart Willis

FILED IN OPEN COURT
ON 11/16/2021 CB
Peter A. Moore, Jr., Clerk
US District Court
Eastern District of NC

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

NO. 5:21-CR-411-IM(3)



UNITED STATES OF AMERICA)

v.)

BRIAN MATTHEW LOVE)

INDICTMENT

The Grand Jury charges:

General Allegations

At all times relevant to this Indictment, the following circumstances pertained:

1. The defendant, BRIAN MATTHEW LOVE (hereinafter "LOVE"), was an attorney licensed to practice law in the State of North Carolina.

2. As a licensed attorney, LOVE had access to investigative tools, such as databases utilized for corporate security and law enforcement with access to names, addresses, and telephone numbers of individuals.

3. LOVE created various online accounts and aliases, posing as his then-wife (hereinafter "Victim 1"), ex-wife (hereinafter "Victim 2"), and other known and unknown women and men. Using these personas, LOVE expressed interest in sexual activity with numerous men (hereinafter "Individuals 1 through 18"). For the purpose of enticing Individuals 1 through 18 to engage in sexual activity, LOVE contacted Individuals 1 through 18 using the online accounts and aliases, and transmitted purported information over the Internet, demonstrating the legitimacy of these

accounts. This purported information included images, of which some were nude photographs, of Victim 1, Victim 2, and other known and unknown women. LOVE obtained contact information for Individuals 1 through 18 through various means, to include searching corporate security and law enforcement databases for personal identifiable information.

4. LOVE, with the intent to defraud and for the purpose of executing such scheme, utilized personal information from Victim 1, Victim 2, and other known and unknown women and men, to open online accounts to impersonate Victim 1, Victim 2, and other known and unknown women and men, in communications of a sexual nature with Individuals 1 through 18.

5. LOVE, posing as women and men, induced, or intended to induce Individuals 1 through 18 with false and fraudulent pretenses, representations and promises of future sexual activity with Victim 1 and Victim 2, as well as other known and unknown women. LOVE solicited or intended to solicit Individuals 1 through 18 for personal images and videos containing sexually explicit material.

6. As an inducement and enticement to engage in this activity, LOVE presented Individuals 1 through 18 with corroborating information of Victim 1, Victim 2, and other known and unknown women and men, to add an appearance of legitimacy to this scheme and enterprise, including, but not limited to, sending images and personal details of the personas LOVE purported to be. Furthermore, LOVE persuaded, or intended to persuade, Individuals 1 through 18 to engage in

online communications of a sexual nature, in addition to sending sexually explicit material of themselves.

The Scheme

From on or about November 20, 2015, and continuing through on or about April 8, 2020, the defendant, BRIAN MATTHEW LOVE, devised and intended to devise a scheme to defraud Individuals 1 through 18, and to obtain property, that is, likenesses and images and videos, by means of false and fraudulent pretenses, representations, and promises to Individuals 1 through 18, including but not limited to the representations and promises of immediate and future sexual activity with Victim 1 and Victim 2, and other known and unknown women, in exchange for Individuals 1 through 18's intimate sexually explicit messages, images, and videos.

Manner and Means

It was part of the scheme that:

1. LOVE assumed numerous aliases and online accounts, posing as women and men, and falsely registered online accounts purporting to be associated with Victim 1 and Victim 2, as well as other known and unknown women and men. LOVE did this in an attempt to induce Individuals 1 through 18 to engage in sexual and pornographic online activity with LOVE with the promises of immediate and prospective in-person sexual activity with Victim 1 and Victim 2, and other known and unknown women.

2. It was further part of the scheme and artifice to defraud that LOVE

made false and fraudulent pretenses, representations, and promises in an effort to obtain property, that is, the property of Individuals 1 through 18's likenesses, images, and videos, and entered into sexually explicit conversations, impersonating Victim 1 and Victim 2, and other known and unknown women and men, with Individuals 1 through 18 to convey Individuals 1 through 18's property rights in their likenesses and the images and videos to himself.

COUNTS ONE THROUGH TWENTY

Paragraphs 1 through 6 of the General Allegations above are incorporated and re-alleged herein by reference.

On or about each of the dates set forth below, in the Eastern District of North Carolina and elsewhere, the defendant, BRIAN MATTHEW LOVE, for the purpose of executing the scheme described above, and attempting to do so, caused to be transmitted by means of wire communication in interstate commerce the signals and sounds described below for each count, each transmission constituting a separate count:

COUNT	DATE	INTERSTATE WIRE COMMUNICATION
1	2/2/2018	LOVE sent text messages to Individual 1 impersonating Victim 1 for purposes of eliciting sexually explicit images of Individual 1
2	9/6/2018	LOVE sent text messages via Google Hangouts to Individual 2 impersonating Victim 1 containing communications of a sexual nature for purposes of eliciting sexually explicit images of Individual 2
3	11/8/2018	LOVE sent direct messages via Snapchat to Individual 3 impersonating Victim 1 containing communications of a sexual nature for purposes of eliciting sexually explicit images of Individual 3

COUNT	DATE	INTERSTATE WIRE COMMUNICATION
4	4/8/2019	LOVE sent an email via Google to Individual 4 impersonating Victim 2, containing communications of a sexual nature for purposes of eliciting sexually explicit images of Individual 4
5	6/18/2019	LOVE sent direct messages via Google Hangouts to Individual 3 impersonating Victim 1 containing communications of a sexual nature for purposes of eliciting sexually explicit images of Individual 3
6	6/20/2019	LOVE sent text messages to Individual 5 impersonating Victim 1 containing online communications of a sexual nature for purposes of eliciting sexually explicit images of Individual 5
7	10/27/2019	LOVE sent text messages via Pinger to Individual 6 impersonating Victim 1 containing communications of a sexual nature for purposes of eliciting sexually explicit images of Individual 6
8	10/29/2019	LOVE sent text messages via Pinger to Individual 4 impersonating Victim 1 for purposes of eliciting sexually explicit images of Individual 4
9	11/1/2019	LOVE sent text messages via Pinger to Individual 7 impersonating Victim 1 containing communications of a sexual nature for purposes of eliciting sexually explicit images of Individual 7
10	11/3/2019	LOVE sent emails via Google to Individual 8 impersonating Victim 1 for purposes of eliciting sexually explicit images of Individual 8
11	11/4/2019	LOVE sent text messages via Pinger to Individual 9 anonymously to facilitate direct messages via Google Hangouts as Victim 1 containing communications of a sexual nature for purposes of eliciting sexually explicit images of Individual 9
12	11/19/2019	LOVE sent text messages via Pinger to Individual 10 impersonating Victim 1 containing online communications of a sexual nature for purposes of eliciting sexually explicit images of Individual 10

COUNT	DATE	INTERSTATE WIRE COMMUNICATION
13	12/3/2019	LOVE sent text messages via Pinger to Individual 11 anonymously containing communications of a sexual nature and an image of Victim 1 for purposes of eliciting sexually explicit images of Individual 11
14	12/18/2019	LOVE sent text messages via Pinger to Individual 12 impersonating an unknown female containing communications of a sexual nature and an image of Victim 2 naked for purposes of eliciting sexually explicit images of Individual 12
15	12/29/2019	LOVE sent text messages via Pinger to Individual 13 to facilitate the impersonation of Victim 1 with Individual 13 for the purpose of eliciting sexually explicit images of Individual 13
16	1/14/2020	LOVE sent text messages via Pinger to Individual 14 impersonating Victim 1 containing online communications of a sexual nature for purposes of eliciting sexually explicit images of Individual 14
17	1/21/2020	LOVE sent text messages via Pinger to Individual 15 impersonating Victim 1 containing communications of a sexual nature for purposes of eliciting sexually explicit images of Individual 15
18	2/5/2020	LOVE sent text messages via Pinger to Individual 16 impersonating Victim 1 for purposes of eliciting sexually explicit images of Individual 16
19	3/31/2020	LOVE sent direct messages via Snapchat to Individual 17 impersonating Victim 1 containing communications of a sexual nature for purposes of eliciting sexually explicit images of Individual 17
20	4/2/2020	LOVE sent direct messages via Snapchat to Individual 18 impersonating Victim 1 containing communications of a sexual nature for purposes of eliciting sexually explicit images of Individual 18

All in violation of Title 18, United States Code, Section 1343.

COUNTS TWENTY-ONE THROUGH TWENTY-TWO

Paragraphs 1 through 6 of the General Allegations above are incorporated and re-alleged herein by reference.

On or about each of the dates set forth below, and in the manner set forth below, in the Eastern District of North Carolina and elsewhere, the defendant, BRIAN MATTHEW LOVE, did knowingly, and without lawful authority, use the means of identification of another person, as set forth below, during and in relation to the commission of a felony violation enumerated in Title 18, United States Code, Section 1028A(c), that is, wire fraud, in violation of Title 18, United States Code, Section 1343.

COUNT	DATE	VICTIM	MANNER
21	9/6/2018	Victim 1	LOVE, using the name and images of Victim 1, sent text messages via Google Hangouts to Individual 2 containing communications of a sexual nature for purposes of eliciting sexually explicit images of Individual 2
22	6/18/2019	Victim 1	LOVE, using the name and image of Victim 1, sent direct messages via Google Hangouts to Individual 3 impersonating Victim 1 containing communications of a sexual nature for purposes of eliciting sexually explicit images of Individual 3

Each entry in the table above constituting a separate violation of Title 18, United States Code, Section 1028A(a)(1).

COUNT TWENTY-THREE

Beginning on or about October 30, 2019, and continuing through on or about April 8, 2020, in the Eastern District of North Carolina and elsewhere, the defendant, BRIAN MATTHEW LOVE, with the intent to harass and intimidate Victim 2, used an interactive computer service, electronic communication service, electronic communication service of interstate commerce, and a facility of interstate and foreign commerce, and attempted to cause, caused, and would be reasonably expected to cause, substantial emotional distress to Victim 2, that is, LOVE contacted Victim 2 via text message using several Pinger accounts impersonating unknown men with unwanted messages of a sexual nature, including sending a naked photograph of Victim 2.

All in violation of Title 18, United States Code, Section 2261A(2)(B).

COUNT TWENTY-FOUR

Beginning on or about April 2, 2020, and continuing through on or about April 3, 2020, in the Eastern District of North Carolina and elsewhere, the defendant, BRIAN MATTHEW LOVE, with the intent to harass and intimidate Victim 1, used an interactive computer service, electronic communication service, electronic communication service of interstate commerce, and a facility of interstate and foreign commerce, and attempted to cause, caused, and would be reasonably expected to cause, substantial emotional distress to Victim 1, that is, LOVE contacted Victim 1 via text message using a Pinger account impersonating Individual 18 and sent

sexually explicit messages and photographs of Individual 18 despite Victim 1 repeatedly stating she did not want to receive sexually explicit content or engage in a sexual conversation.

All in violation of Title 18, United States Code, Section 2261A(2)(B).

COUNT TWENTY-FIVE

Paragraphs 1 through 6 of the General Allegations above are incorporated and re-alleged herein by reference.

On or about April 2, 2020, in the Eastern District of North Carolina, the defendant, BRIAN MATTHEW LOVE, knowingly and with intent to extort the likeness and image of Individual 18 from Individual 18, did transmit in interstate and foreign commerce online communications via Snapchat to Individual 18 soliciting images of Individual 18 holding up four fingers to convince Victim 1 that Victim 1 was communicating with Individual 18, when in fact, Victim 1 was communicating with LOVE pretending to be Individual 18, and the communication to Individual 18 contained a threat to injure the reputation of Individual 18 if Individual 18 did not comply with LOVE's demand, specifically, LOVE telling Individual 18's fiancée about Individual 18's participation in online communications of a sexual nature with Victim 1.

All in violation of Title 18, United States Code, Section 875(d).

FORFEITURE NOTICE

Notice is hereby given that all right, title and interest in the property described herein is subject to forfeiture.


Upon conviction of any offense charged herein constituting "specified unlawful activity" (as defined in 18 U.S.C. §§ 1956(c)(7) and 1961(1)), or a conspiracy to commit such offense, the defendant shall forfeit to the United States, pursuant to 18 U.S.C. § 981(a)(1)(C), as made applicable by 28 U.S.C. § 2461(c), any property, real or personal, which constitutes or is derived from proceeds traceable to the said offense.

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If any of the above-described forfeitable property, as a result of any act or omission of a defendant: cannot be located upon the exercise of due diligence; has been transferred or sold to, or deposited with, a third party; has been placed beyond the jurisdiction of the court; has been substantially diminished in value; or has been commingled with other property which cannot be divided without difficulty; it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the forfeitable property described above.

A TRUE BILL
REDACTED VERSION


Pursuant to the E-Government Act and the federal rules, the unredacted version of this document has been filed under seal.

 FOREPERSON

11/16/2021

DATE

G. NORMAN ACKER, III
Acting United States Attorney


BY: SEBASTIAN KIELMANOVICH
Assistant United States Attorney

22M1373

STATE OF NORTH CAROLINA

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

WAKE COUNTY

FILE NO.: 22 R _____

IN THE MATTER OF THE TENDER OF
SURRENDER OF THE LAW LICENSE
OF

AFFIDAVIT OF
SURRENDER OF
LAW LICENSE

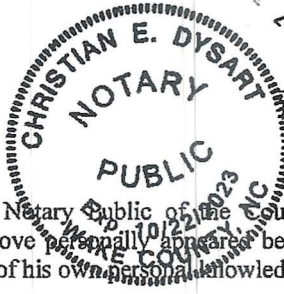
BRIAN MATTHEW LOVE, Attorney

I, Brian Matthew Love, being first duly sworn, say as follows:

1. I desire to resign and hereby tender my license to practice law in North Carolina.
2. My resignation is freely and voluntarily rendered. It is not the result of coercion or duress. I am fully aware of the implication of submitting my resignation.
3. I am aware that there is presently pending an investigation by the State Bar based in part on allegations that I engaged in a pattern of misconduct by utilizing the personal information of multiple victims to falsely register online accounts in the names of those victims, impersonating those victims in sexually explicit communications with others, obtaining and electronically transmitting sexually explicit images of those victims to others without their consent, and using fraudulent online accounts to repeatedly text those victims, with the intent to harass them and cause them substantial emotional distress.
4. I acknowledge that the material facts upon which the State Bar's investigation is predicated are true.
5. An Indictment, based in part on the conduct described in paragraph 3 above, was filed against me in the United States District Court for the Eastern District of North Carolina, Docket No. 5:21-CR-411-IM(3), alleging twenty counts of Wire Fraud in violation of 18 U.S.C. § 1343, two counts of Aggravated Identity Theft in violation of 18 U.S.C. § 1028A, two counts of Stalking in violation of 18 U.S.C. § 2261A(2)(B), and one count of Transmitting Interstate Communications with Intent to Extort in violation of 18 U.S.C. § 875(d). A true and accurate copy of the Indictment is attached and incorporated herein as Exhibit 1.
6. I pled guilty to and was convicted of the federal felony offenses of Aggravated Identity Theft in violation of 18 U.S.C. § 1028A and Stalking in violation of 18 U.S.C. § 2261A(2)(B), Counts Twenty-Two and Twenty-Four of the Indictment filed against me in the United States District Court, Eastern District of North Carolina, Western Division, Docket No. 5:21-CR-411-IM(3).
7. In pleading guilty to Counts Twenty-Two and Twenty-Four of the Indictment, I admitted to engaging in criminal acts that reflect adversely on my honesty, trustworthiness or fitness as a lawyer.

8. I am submitting my resignation because I know that if disciplinary charges were predicated upon the misconduct being investigated by the State Bar, I could not successfully defend against those charges.

Respectfully submitted, this the 9 day of March 2022.



Brian Matthew Love
Brian Matthew Love

I, Christian E. Dysart, Notary Public of the County of Wake, State of North Carolina, certify that Brian Matthew Love personally appeared before me this day, was sworn, attested that the foregoing Affidavit is true and accurate of his own personal knowledge, and executed the foregoing Affidavit.

This the 9th day of March, 2022.

Christian E. Dysart
Notary Public
(print name) Christian E. Dysart

My commission expires: 10/22/2023

STATE OF NORTH CAROLINA
WAKE COUNTY

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
22 M 1373

IN THE MATTER OF THE TENDER OF
SURRENDER OF LAW LICENSE OF

BRIAN MATTHEW LOVE

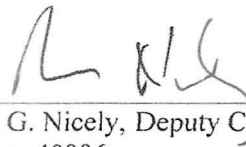
CERTIFICATE
OF
SERVICE

The undersigned hereby certifies that the foregoing Consent Order of Disbarment was served on Brian Matthew Love, by and through his attorney, Christian E. Dysart, by depositing a copy of the same in the U.S. mail in a postage prepaid envelope and by electronic mail, as follows:

Christian E. Dysart
Dysart Willis
530 Hillsborough Street
Suite 200
Raleigh, NC 27603

christian@dysartwillis.com

This the 22nd day of March, 2022.



Alex G. Nicely, Deputy Counsel
Bar no. 40996
The North Carolina State Bar
P.O. Box 25908
Raleigh, NC 27502
(919) 337-8087
anicely@ncbar.gov