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# United States District Court

## WESTERN DISTRICT OF MISSOURI

UNITED STATES OF AMERICA

v.

WILLIAM BRIAN DUNCAN,  
[DOB: 09/28/1970]

18 U.S.C. § 2422(b)  
NLT 10 Years Imprisonment  
NMT Life Imprisonment  
NMT \$250,000.00 Fine  
Supervised Release 5 Years to Life  
\$100 Mandatory Special Assessment  
Class A Felony

### CRIMINAL COMPLAINT

**Case Number:** 10-0200-JTM-01

I, the undersigned complainant being duly sworn, state the following is true and correct to the best of my knowledge and belief:

Between on or about December 3, 2010, and December 29, 2010, in the Western District of Missouri, and elsewhere, DUNCAN, knowingly used a facility of interstate commerce, to attempt to persuade, induce, and entice an individual who had not attained the age of 18 years, that is, 14-year-old "Alex", to engage in sexual activity for which the defendant could be charged with a criminal offense, that is, the following felony proscribed by the State of Missouri: statutory sodomy in the second degree (RSMo. Section 566.064); all in violation of Title 18, United States Code, Section 2422(b).

I further state that I am a Task Force Officer of the Federal Bureau of Investigation and that this complaint is based on the following facts:

(See attached Affidavit)

Continued on the attached sheet and made a part hereof:  Yes  No.

/s/ Angie Wilson

Angie Wilson, Task Force Officer  
Federal Bureau of Investigation

Sworn to before me and subscribed in my presence,

December 30, 2010  
Date

at

Kansas City, Missouri  
City and State

HONORABLE JOHN T. MAUGHMER  
United States Magistrate Judge  
Name and Title of Judicial Officer

/s/ John T. Maughmer  
Signature of Judicial Officer

State of Missouri        )  
                                  ) ss.  
County of Platte      )

**AFFIDAVIT IN SUPPORT OF COMPLAINT**

**INTRODUCTION**

I, Angie Wilson, a Senior Special Agent (SSA) of the Kansas Bureau of Investigation (KBI) since May 2001, being duly sworn, hereby depose and say:

1. I am currently assigned as a task force officer (TFO) to the Federal Bureau of Investigation (FBI), Cyber Crimes Task Force (CCTF). I have been assigned to this task force since June 2003. I have had the opportunity to conduct, coordinate and/or participate in numerous investigations relating to the sexual exploitation of children.

2. The information in this affidavit is based on my investigation and the investigation of Task Force Officer Kim Shirley-Williams, also assigned to the FBI Cyber Crime Task Force.

3. This affidavit is in support of a Complaint for William Brian Duncan, white male, date of birth September 28, 1970, for violation of 18, U.S.C. § 2422(b).

**STATEMENT OF PROBABLE CAUSE**

4. Reporting Party (RP), 18 years of age, stated Duncan had participated in a chat conversation on Facebook with the RP. During the conversation, Duncan stated he was writing a paper for a college class and asked the RP questions about his sexual orientation. Duncan disclosed he was bisexual and curious as to other's sexuality. He asked the RP if he was aware of any other friends or students that were homosexual or bisexual.

5. On October 8, 2010, the RP's step-father provided the above documented chat to TFO Wilson.

6. TFO Wilson spoke with the RP and told the RP to tell Duncan he knew someone who might be able to help him out with his research. The RP was to tell Duncan his younger brother had a friend from baseball.

7. TFO Wilson was using an undercover profile on Facebook as a 14 year old male, Alex Jones. TFO Wilson first contacted Duncan on December 3, 2010 and asked, "hey... r u the guy I was sposed to talk to that new "RP's" bro?" Duncan responded "Prolly." Within the first contact, Alex told Duncan he was 14 years of age.

8. From December 3, 2010 to December 29, 2010, TFOs Wilson and Kim Shirley-Williams corresponded with Duncan as Alex Jones on multiple occasions. Many of the conversations were sexual in nature.

9. On December 28, 2010, while chatting with TFO Shirley-Williams, Duncan was making arrangements for a meeting with Alex. Alex asked, "r u going to bring some protection?" Duncan responded, "What do we need that for?" Alex, "idk? Just thought that is what people did". Duncan, "If you just blowing you don't need it, but if your doing other things it's up to you. I don't have anything and I'm sure you don't".

10. On December 29, 2010, a meeting was scheduled between Duncan and Alex. Duncan asked Alex if he had any "sexy clothing" and proceeded to tell him what type of clothing to wear, including underwear. Duncan was communicating with Alex via Facebook while on his way to Kansas City, Missouri. At 11:18 a.m., Duncan said, "Prolly have you go towards quick trip on ur board when I get close". Alex asked, "so what am I gonna be looking for?" Duncan responded, "my white truck". At 11:22 a.m., he said, "I'll pull up near you on the street don't want anyone thinking anything that would come back to your mom". They continued to communicate until Duncan stated he was at Quick Trip and TFO Maggie McGuire confirmed he was in custody.

11. TFO McGuire along with a marked Kansas City Missouri Police Department vehicle pulled over Duncan's white truck (previously identified through Kansas Veteran's License 96647) and TFO McGuire placed Duncan under arrest.

12. TFOs Wilson and McGuire advised Duncan as to his rights per Miranda prior to the transport to the Kansas City Missouri Police Department. Duncan verbally stated he understood his rights and was willing to talk to the interviewing agents. Once at the Kansas City Missouri Police Department Headquarters, Duncan read the Advice of Rights form, initialed each line and signed a waiver of his rights. Throughout the interview, he provided the following:

- a. He uses Facebook and his account is Brian Duncan.
- b. He has lots of friends including many current and former students in the Lansing, Kansas area.
- c. He met Alex Jones online through another friend (RP). He stated he and RP chatted one night at which time he asked RP questions about his sexual orientation for a paper he was writing for a college class. He asked RP for names of others to talk with about the subject.
- d. Duncan admitted he was not writing a paper for a college class, he graduated from Baker University in May 2009.
- e. Duncan has been chatting with Alex Jones for one to two months and the conversations have been sexual in nature. He has communicated with Alex on a laptop at his residence and from his iPhone in Kansas and Missouri.
- f. He made arrangements to meet Alex Jones today. They had planned on performing oral sex on one another.

- g. Duncan traveled from his home, 23790 140<sup>th</sup> Street, Leavenworth, Kansas, to the location of the arrest in Kansas City, Missouri.
- h. Duncan knew Alex Jones was underage, but could not remember if he was 15 or 16 years old.

FURTHER AFFIANT SAITH NOT.

/s/ Angie Wilson  
Task Force Officer  
Federal Bureau of Investigation

Subscribed and sworn to before me this 30<sup>th</sup> Day of December, 2010.

/s/ John T. Maughmer  
HONORABLE JOHN T. MAUGHMER  
United States Magistrate Judge