

**FILED**UNITED STATES DISTRICT COURT  
ALBUQUERQUE, NEW MEXICO

IN THE UNITED STATES DISTRICT COURT

JAN 28 2011 *dk*

FOR THE DISTRICT OF NEW MEXICO

**MATTHEW J. DYKMAN**

CLERK

UNITED STATES OF AMERICA,

Plaintiff,

vs.

**DAVID PETER ROUNBEHLER,**

Defendant.

CRIMINAL NO. 11-182 RB

Counts 1, 2 and 3: 18 U.S.C. §§ 2252

(a)(4)(B) and 2256: Knowingly

Possessing a Visual Depiction of a

Minor Engaging in Sexually Explicit

Conduct; 18 U.S.C. § 2: Aiding and

Abetting

INDICTMENT

The Grand Jury charges:

Count 1

On or about June 8, 2010, in Doña Ana County, in the District of New Mexico, the defendant, **DAVID PETER ROUNBEHLER**, did knowingly possess a Sandisk 2GB flash drive containing a visual depiction that had been shipped and transported in or affecting interstate and foreign commerce and which was produced using materials which had been shipped and transported in interstate and foreign commerce, by any means, including by computer, to wit: an electronic file named "3yo 4yo inna private pthc 020.jpg," which is described as an image of a prepubescent female being anally penetrated by an adult male, taken from the male's perspective and showing the lower portion of the female child's face, the production of which visual depiction involved the use of a minor engaging in sexually explicit conduct and is of such conduct.

In violation of 18 U.S.C. §§ 2252(a)(4)(B), 2252(b)(2), and 2256; 18 U.S.C. § 2.

Count 2

On or about June 8, 2010, in Doña Ana County, in the District of New Mexico, the defendant, **DAVID PETER ROUNBEHLER**, did knowingly possess a Firelite SmartDisk model USP FLB 40 external hard drive containing a visual depiction that had been shipped and transported in or affecting interstate and foreign commerce and which was produced using materials which had been shipped and transported in interstate and foreign commerce, by any means, including by computer, to wit: an electronic file named "vlcsnap-487145.png.jpg," which is described as a thumbnail image of a prepubescent female child with an adult male penis in her mouth, the production of which visual depiction involved the use of a minor engaging in sexually explicit conduct and is of such conduct.

In violation of 18 U.S.C. §§ 2252(a)(4)(B), 2252(b)(2), and 2256; 18 U.S.C. § 2.


Count 3

On or about June 8, 2010, in Doña Ana County, in the District of New Mexico, the defendant, **DAVID PETER ROUNBEHLER**, did knowingly possess a Sony Vaio Laptop computer, model number PCG 7R2L, with service tag # C3LMLZS8, containing a visual depiction that had been shipped and transported in or affecting interstate and foreign commerce and which was produced using materials which had been shipped and transported in interstate and foreign commerce, by any means, including by computer, to wit: an electronic file named "[104980682].png," which is described as a picture of a nude prepubescent female, laying on a bed, displaying her vagina and anus to the camera, the

production of which visual depiction involved the use of a minor engaging in sexually explicit conduct and is of such conduct.

In violation of 18 U.S.C. §§ 2252(a)(4)(B), 2252(b)(2), and 2256; 18 U.S.C. § 2.

A TRUE BILL:

  
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Assistant United States Attorney  
RCW 01/25/11 4:58pm

15/  
\_\_\_\_\_  
FOREPERSON OF THE GRAND JURY