



# Department of Justice

Acting United States Attorney Andrew T. Baxter  
Northern District of New York

FOR IMMEDIATE RELEASE

03/19/2009

<http://www.usdoj.gov/usao/nyn>

CONTACT: Andrew T. Baxter or

John G. Duncan

(315) 448-0672

## PRESS RELEASE

Albany, New York —Acting United States Attorney Andrew T. Baxter and Patrick Coultrey, Resident Agent in Charge of the U.S. Immigration and Customs Enforcement, Department of Homeland Security, announced that **ANTHONY BURNS**, age 63, of Niskayuna, New York, pled guilty in United States District Court in Albany today before the Honorable Lawrence E. Kahn to a one count information charging him with the possession of child pornography.

In connection with his plea today, **BURNS** admitted the following in a written plea agreement and during his plea proceedings:

At all times relevant herein, **ANTHONY BURNS** resided in Niskayuna, New York, which is located within the Northern District of New York.

Between about January 1, 2006 and August, 2007 **BURNS**, while in his residence, used his Minuet desktop computer which contained a Western Digital hard drive, serial no. WCAJD1690046 to access various websites featuring child pornography. One website in particular [...] was visited by **BURNS**. This website is a known child pornography website. While on this website, **BURNS** paid for access to child pornography images which he then downloaded to the aforementioned computer...

On or about August 29, 2008, **BURNS** gave agents from Immigration Customs Enforcement (ICE) consent to seize and search his computer. Forensic examination of this computer was subsequently conducted. Approximately 6-8 still images depicting minors engaged in sexually explicit conduct, as those terms and phrases are defined in Title 18, United States Code, Section 2256(2), were recovered from said computer. Said images depict individuals under the age of 18 engaged in, among other things oral sex and the lascivious exhibition of the genitals and pubic area. One of the images depicts a girl approximately six years old performing oral sex on an adult male. Additionally, some of the images show prepubescent minors sitting with their legs spread apart exposing their naked vaginal areas. All of the images recovered depict actual, as opposed to computer

generated, images of minors engaged in such conduct. Some of these images depict prepubescent minors engaged in such conduct.

Sentencing was scheduled by Judge Kahn for July 8, 2009, at 11:00 a.m. in U.S. District Court in Albany. **BURNS** faces a maximum penalty of 10 years imprisonment. He also faces a fine of up to \$250,000.00. **BURNS** was released pending his sentencing.

This case was investigated by U.S. Immigration and Customs Enforcement, Department of Homeland Security.

LOCAL CONTACT:

Rick Belliss  
Assistant U.S. Attorney  
Tel: (518) 431-0247