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Attorneys for United States of America

FILED
DEC 18 2014
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SEALED
BY COURT ORDER

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

JD

UNITED STATES OF AMERICA, Plaintiff, v. KONRAD P. WOLFF, Defendant.	CASE NO. CR 14 0638 **MOTION TO SEAL AND [PROPOSED] SEALING ORDER** **Under Seal**

CR14-638 JD

The United States hereby moves the Court for an order sealing this Motion, the Indictment, the Arrest Warrant, the Sealing Order, and all other related documents in the above-captioned case until further order of the Court. The reason for this request is that disclosure of the existence of the Indictment and Arrest Warrant could compromise the safety of law enforcement agents in the execution of the Arrest Warrant. In addition, the requested sealing is reasonably necessary to protect against the potential destruction of evidence and to prevent the possible flight of the defendant.

The United States also requests that, notwithstanding any sealing order, the Clerk of Court be required to give copies of the sealed documents to employees of the United States Attorney's Office, and that they be permitted to provide working copies to special agents and other investigative and law enforcement officers of the Federal Bureau of Investigation, federally deputized state and local law enforcement officers, other government and contract personnel acting under the supervision of such investigative or law enforcement officers, and telecommunications companies as necessary to effectuate the Court's Order.

DATED: December 18, 2014

Respectfully Submitted,

MELINDA HAAG

United States Attorney

SCOTT D. JOINER
Assistant United States Attorney

[PROPOSED] SEALING ORDER

Based upon the motion of the United States and for good cause shown regarding the need to ensure the safety of law enforcement agents in the execution of the warrant, to protect against the potential destruction of evidence, and to prevent the possible flight of the defendant, the Motion, the Indictment, the Arrest Warrant, the Sealing Order, and all other related documents shall be sealed until further order of the Court. Endorsed, filed copies shall be provided to the United States Attorney's Office, which shall be permitted to provide working copies to Special Agents of the Federal Bureau of Investigation, federally deputized state and local law enforcement officers, other government and contract personnel acting under the supervision of such investigative or law enforcement officers, and telecommunications companies as necessary to effectuate the Court's Order.

IT IS SO ORDERED.

DATED: 12-18-14

HON. LAUREL BEELER
United States Magistrate Judge

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT ☐ SUPERSEDING

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

OFFENSE CHARGED

18 U.S.C.§ 2252(a)(4)(B)– Possession of Child Pornography

☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony

SEALED BY COURT ORDER

PENALTY: Maximum Prison Term of 20 Years;
Maximum Fine of $250,000
At Least Five Years, but up to a Lifetime, of Supervised Release;
Mandatory Special Assessment of $100.

DEFENDANT - U.S

KONRAD P. WOLFF

DISTRICT COURT NUMBER

CR 14 0638 JD

PROCEEDING

Name of Complaintant Agency, or Person (& Title, if any)

Federal Bureau of Investigation

☐ person is awaiting trial in another Federal or State Court, give name of court

☐ this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District

☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:
☐ U.S. ATTORNEY ☐ DEFENSE
} SHOW DOCKET NO.

☐ this prosecution relates to a pending case involving this same defendant

☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under
} MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on this form MELINDA HAAG

☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned) SCOTT D. JOINER

DEFENDANT

IS *NOT* IN CUSTODY

1) ☒ Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges

2) ☐ Is a Fugitive

3) ☐ Is on Bail or Release from (show District)

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NORTHERN DISTRICT OF CALIFORNIA

IS IN CUSTODY

4) ☐ On this charge

5) ☐ On another conviction } ☐ Federal ☐ State

6) ☐ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

Has detainer been filed? ☐ Yes ☐ No } If "Yes" give date filed

DATE OF ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY Month/Day/Year

☐ This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

☐ SUMMONS ☐ NO PROCESS* ☒ WARRANT Bail Amount: NO BAIL

If Summons, complete following:
☐ Arraignment ☐ Initial Appearance

Defendant Address:

Date/Time: Before Judge:

Comments:

** Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment*

MELINDA HAAG (CABN 132612)
United States Attorney

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BY COURT ORDER

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

JD

CR 14 0638

UNITED STATES OF AMERICA, Plaintiff, v. KONRAD P. WOLFF, Defendant.	NO. VIOLATION: 18 U.S.C. § 2252(a)(4) – Possession of Child Pornography; 18 U.S.C. §§ 2253(a)(1) and (a)(3) – Criminal Forfeiture OAKLAND VENUE

INDICTMENT

The Grand Jury charges:

COUNT ONE: (18 U.S.C. § 2252(a)(4)(B) – Possession of Child Pornography)

On or about September 24, 2014, in the Northern District of California, the defendant,

KONRAD P. WOLFF,

did knowingly possess visual depictions of minors engaging in sexually explicit conduct that had been mailed, or had been shipped or transported using any means or facility of interstate or foreign commerce or in or affecting interstate or foreign commerce, or which were produced using materials which had been mailed or shipped or transported, by any means, including by computer, specifically: videos and image files depicting minor and prepubescent children engaging in sexually explicit conduct.

All in violation of Title 18, United States Code, Section 2252(a)(4)(B).

FORFEITURE ALLEGATION: (18 U.S.C. §§ 2253(a)(1) and (a)(3) – Criminal Forfeiture)

Upon conviction of the offense alleged in Count One, the defendant,

KONRAD P. WOLFF,

shall forfeit to the United States, pursuant to Title 18, United States Code, Sections 2253(a)(1) and (a)(3), all visual depictions described in Title 18, United States Code, Section 2252, and all property, real or personal, used or intended to be used to commit or promote the commission of the offense of conviction, including but not limited to the following items that were seized on or about September 24-25, 2014:

NUMBER OF ITEMS	ITEM TYPE	BRAND	SERIAL NUMBER
1	Hard drive	Western Digital	WXD1A4328437
1	Hard drive	Hitachi	091219PCK400VLG976YK
1	Laptop computer	HP	CNF00177N8
1	USB Flash Drive	Kingston	CN030407
1	USB Flash Drive	Simple Tech	40060162

All in violation of Title 18, United States Code, Sections 2253(a)(1) and (a)(3).

DATED: December 18, 2014

A TRUE BILL.

FOREPERSON

MELINDA HAAG
United States Attorney

J. DOUGLAS WILSON
Chief, Criminal Division

(Approved as to form: AUSA JOINER)