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UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

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UNITED STATES OF AMERICA                   :           **CRIMINAL COMPLAINT**  
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  :           Mag. No. 06-8205 (MCA)  
  :           :  
MICHAEL BROWN                                :           :

I, Lucille M. Pezzullo, being duly sworn, state the following is true and correct to the best of my knowledge and belief. On or about July 12, 2006, in Hudson County, in the District of New Jersey, and elsewhere, defendant MICHAEL BROWN did:

knowingly and wilfully possess material which contained at least three images of child pornography, as defined in 18 U.S.C. § 2256, which were shipped and transported in interstate and foreign commerce, including by computer, and were produced using materials that were shipped and transported in interstate and foreign commerce, including by computer,

in violation of Title 18, United States Code, Section 2252A(a)(5)(B).

I further state that I am a Special Agent for United States Immigration and Customs Enforcement, and that this complaint is based on the following facts:

SEE ATTACHMENT A

continued on the attached page and made a part hereof.

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Lucille M. Pezzullo, Special Agent  
Department of Homeland Security  
Immigration and Customs Enforcement

Sworn to before me and subscribed in my presence,  
October 17, 2006 at Newark, New Jersey

HONORABLE MADELINE COX ARLEO  
UNITED STATES MAGISTRATE JUDGE

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Signature of Judicial Officer

## ATTACHMENT A

I, Lucille M. Pezzullo, a Special Agent with United States Department of Homeland Security, Immigration and Customs Enforcement (“ICE”), having conducted an investigation and discussed this matter with other law enforcement officers who have participated in this investigation, have knowledge of the following facts:

1. On or about July 12, 2006, law enforcement officers conducted a search of 23 Palisade Avenue, Apartment 336, Jersey City, New Jersey, the residence of defendant Michael Brown (hereinafter “defendant BROWN”).

2. On or about July 12, 2006, law enforcement officers reviewed the contents of defendant BROWN’s computer hard drive which had been found in defendant BROWN’s residence. Among the files on the hard drive, which was manufactured in Korea, were more than two hundred (200) images and more than one hundred (100) videos of what appear to be child pornography, as defined by Title 18, United States Code, Section 2256(8). Three of the images, which were found on defendant BROWN’s computer hard drive, are described as follows:

- a. **Image Number One:** This image depicts a prepubescent female engaged in sexual conduct with an adult male. The prepubescent female is fully nude and visible from her head to her knees. She is lying on her back on a multi-colored surface with her legs bent at the knees and parted, resting on the surface. Her left arm is bent at the elbow and her left hand is resting near her head. Her right arm is bent at the elbow and it appears that she is leaning on the elbow, with her right hand pointing straight up. The left hand of the adult male is placed on his erect penis which is placed on the genitals of the prepubescent female.
- b. **Image Number Two:** This image depicts an infant of unknown gender lying on his or her back who appears to be asleep. The penis of a pubescent male is visible and has been placed in the infant’s mouth.
- c. **Image Number Three:** This image depicts a prepubescent female engaged in sexual conduct with a pubescent male. The prepubescent female is fully nude and visible from the waist to head. The erect penis and the left knee of the pubescent male are visible. The prepubescent female is standing on a bath mat in front of a bathtub filled with water. The pubescent male is also standing and facing the prepubescent female. The prepubescent female has both hands placed on the erect penis of the pubescent male, which is at the eye level of the prepubescent female.

3. Based upon my training and experience, and to the best of my knowledge, the images described in paragraphs 2a through 2c above, were downloaded from the Internet, based upon, among other things, defendant BROWN’s own statements.

4. On or about July 12, 2006, law enforcement agents interviewed defendant BROWN who stated, in substance and in part, that a) he had purchased and downloaded images and videos of child pornography from the Internet to the hard drive of his computer; b) that he believed that the images of child pornography he had viewed depicted actual children; c) that he has distributed imaged of child pornography that he possessed using e-mail; and d) that he organized his collection of child pornography by, among other things, noting the ages of the children depicted in the images or videos.