
UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : **CRIMINAL COMPLAINT**
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 :
 :
v. :
 :
VINCENT J. GAMBALE :
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I, Lucille Pezzullo, being duly sworn, state the following is true and correct to the best of my knowledge and belief. In or about April 2006, in Gloucester County, in the District of New Jersey, and elsewhere, defendant VINCENT J. GAMBALE 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.

Sworn to before me and subscribed in my presence,
July 31, 2006 at Newark, New Jersey

HONORABLE PATTY SHWARTZ
UNITED STATES MAGISTRATE JUDGE

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

Signature of Judicial Officer

ATTACHMENT A

I, Lucille 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 April 6, 2006, law enforcement officers conducted a search of 39 Aspen Hill, Apartment A, Deptford, New Jersey, the residence of defendant VINCENT J. GAMBALE (hereinafter "defendant GAMBALE").

2. On or about April 6, 2006, law enforcement officers reviewed the contents of defendant GAMBALE's computer hard drive and approximately 3 compact discs found in defendant GAMBALE's residence. Among the files found on that hard drive, which was manufactured in Thailand, were more than 120 images and videos of what appear to be child pornography, as defined by Title 18, United States Code, Section 2256(8). Hundreds of additional images and videos of child pornography were discovered on the compact discs. One of the videos, and two of the images, which were found on defendant GAMBALE's hard drive, are described as follows:

- a. **Video Number One:** This video, which is approximately 20 seconds in duration, depicts an adult male engaged in sexual intercourse with a prepubescent female. The video depicts both the male and the female at close range, and no background is visible. The buttocks and genital region of the female are visible, as are the left leg, left hand, and genitals of the adult male. The legs of the prepubescent female are held together, and the adult male is holding his penis with his left hand.
- b. **Image Number Two:** This image depicts a prepubescent female engaged in sexual activity with an adult male. The female is fully nude, visible from her head to her knees, and lying on her back on a multi-colored surface. Her legs are bent at the knees and parted out to the sides, 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 her right elbow, with her right hand pointing straight up. The genitals and left hand of the adult male are visible. The adult male's left hand is placed on his penis, which is placed on the genital region of the prepubescent female.
- c. **Image Number Three:** This image depicts an adult female performing fellatio upon a prepubescent male. The male is fully nude, and is visible from his sternum to his knees. The male is standing on a multi-colored surface. His right arm is placed at his right side, and his left arm is bent at the elbow. The adult female is kneeling or sitting in front of the prepubescent male on the multi colored surface, and her right hand is grasping the male's thigh.

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 GAMBALE's own statements.

4. On or about April 6, 2006, law enforcement agents interviewed defendant GAMBALE who stated, in substance and in part, that he had downloaded images of child pornography from the Internet to the hard drive of his computer. Defendant GAMBALE also indicated that he believed that the images of child pornography he had viewed depicted actual children.