

FILED

UNITED STATES DISTRICT COURT
ALBUQUERQUE, NEW MEXICO

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEW MEXICO

JUN 25 2009

MATTHEW J. DYKMAN

CLERK

UNITED STATES OF AMERICA,

Plaintiff,

vs.

WILLIAM CLYDE PUMPHREY,

Defendant.

CRIMINAL NO. 09-1746

Counts 1 through 3: 18 U.S.C. §§
2252(a)(2), 2252(b)(1), and 2256:
Receipt of Visual Depictions of Minors
Engaged in Sexually Explicit Conduct;

Counts 4 through 6: 18 U.S.C. §§
2252(a)(4)(B), 2252(b)(2), and 2256:
Possession of Matter Containing
Visual Depictions of Minors Engaged
in Sexually Explicit Conduct

INDICTMENT

The Grand Jury charges:

Counts 1 through 3

On or between the dates set forth below, in Bernalillo County, in the District of New Mexico, the defendant, **WILLIAM CLYDE PUMPHREY**, did knowingly receive visual depictions contained in the computer files described below, which visual depictions had been mailed and shipped and transported in interstate and foreign commerce, and which contained materials which had been so mailed and shipped and transported by any means, including by computer, the production of which involved the use of a minor engaging in sexually explicit conduct and are of such conduct:

COUNT

FILENAME

DATE

1

1174479699469.jpg

March 17 - 22, 2007

2 1174479867027.jpg March 17 - 22, 2007

3 1174456874186.jpg March 17 - 22, 2007

In violation of 18 U.S.C. §§ 2252(a)(2), 2252(b)(1), and 2256.

Count 4

On or between March 17, 2007 and continuing to on or about March 22, 2007, in Bernalillo County, in the District of new Mexico, the defendant, **WILLIAM CLYDE PUMPHREY**, did knowingly possess a Dell Dimension 8200 CPU, serial number 50BNF11, with Maxtor 40 GB Hard Drive, serial number 662206536417 containing any visual depiction that had been shipped and transported in interstate and foreign commerce and which was produced using materials which had been shipped and transported, by any means, including by computer, the production of which involved the use of a minor engaging in sexually explicit conduct and are of such conduct.

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

Count 5

On or about March 29, 2007, in Bernalillo County, in the District of New Mexico, the defendant, **WILLIAM CLYDE PUMPHREY**, did knowingly possess a compact disc, evidence number QPX-5, manufactured by Fujifilm containing any visual depiction that had been shipped and transported in interstate and foreign commerce and which was produced using materials which had been shipped and transported, by any means, including by computer, the production of which involved the use of a minor engaging in sexually explicit conduct and are of such conduct.

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

Count 6

On or about March 29, 2007, in Bernalillo County, in the District of

New Mexico, the defendant, **WILLIAM CLYDE PUMPHREY**, did knowingly possess a compact disc, evidence number QPX-35, manufactured by Fujifilm containing any visual depiction that had been shipped and transported in interstate and foreign commerce and which was produced using materials which had been shipped and transported, by any means, including by computer, the production of which involved the use of a minor engaging in sexually explicit conduct and are of such conduct.

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

FORFEITURE ALLEGATIONS

Upon conviction of any offense alleged in this Indictment, Defendant **WILLIAM CLYDE PUMPHREY** shall forfeit to the United States pursuant to 18 U.S.C. § 2252 and 2253,

- (A) Dell Dimension 8200 CPU, serial number 50BNF11, with Maxtor 40 GB Hard Drive , serial number 662206536417;
- (B) Gateway E-440 CPU, Serial Number 0020616132; and
- (C) 42 seized computer discs.

A TRUE BILL:

/s/
FOREPERSON OF THE GRAND JURY

Assistant United States Attorney

____ 06/22/09 1:44pm