



Department of Justice

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PRESS RELEASE

Albany, New York —United States Attorney Richard S. Hartunian and Joseph D'Amico, Superintendent of New York State Police, announced that on February 10, 2011, WARREN BENNETT, age 30, of Albany, New York, pled guilty in United States District Court in Albany before Senior District Judge Thomas J. McAvoy to Count 1 of an Indictment charging him with the possession of child pornography.

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

Between about June 14, 2010 and September 29, 2010, BENNETT, while in his residences, used his Hewlett Packard laptop computer (s/n 2CE9083WVJ) to access the Internet. While on the Internet BENNETT downloaded and installed a file sharing program called "Limewire" onto said computer. Limewire is known as a Peer-to-Peer file sharing program and it allows Internet users to trade and receive digital files from other users of computers with the same file sharing program. Once the file sharing software was installed, BENNETT then either visited pornography websites or used the Limewire program to access electronic still images of sexually explicit conduct. After viewing said images, BENNETT then downloaded and saved a number of these still images to his computer and to a Fuji Film DVD (entitled "pictures limewire") in order to view them on later dates. Shortly after downloading and saving the aforementioned still images to his computer and to the Fuji Film DVD, BENNETT became aware that some of the still images contained child pornography. BENNETT took steps to delete some of the child pornography images, but he was aware he did not delete all of the images and that some images of child pornography remained on his computer and on a Fuji Film DVD.

On September 29, 2010 investigators conducted an interview of BENNETT at his current residence in Albany, New York. Investigators then executed a federal search warrant at said address which permitted them to seize and search the computer and DVD referenced above. The aforementioned computer and DVD were searched and a forensic examination of the computer and DVD, both of which belonged to the Defendant, were conducted. Approximately fifty still images which depict 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 the Hewlett Packard laptop computer and Fuji Film

DVD. Said images depict individuals under the age of 18 engaged oral sex, vaginal sex, masturbation and the lascivious exhibition of the genitals and pubic area. All of the images recovered depict actual, as opposed to computer generated, images of minors engaged in such conduct.

On September 29, 2010 WARREN BENNETT was interviewed by law enforcement officials. BENNETT advised investigators that in June and July of 2010 he was living at a former residence in Albany, New York. BENNETT also advised investigators that in early August, 2010 he moved to his current residence in Albany, New York. BENNETT further advised investigators that during the pertinent time frame, while living at either his former or current addresses, he:

- i. used his Hewlett Packard laptop computer to search for and access pornography via various websites and the limewire file sharing program and, in doing so, found child pornography;
- ii. had been accessing and downloading pornography from the Internet during the time period alleged in the Indictment; and
- iii. saved some of the child pornography still images he had obtained on the Internet onto a Fuji Film DVD labeled "pictures limewire."

Sentencing was scheduled by Judge McAvoy for June 13, 2011, at 2:30 p.m. in U.S.

District Court in Albany, New York. BENNETT faces a maximum penalty of 10 years of imprisonment. BENNETT was released pending his sentencing.

This case was investigated by the New York State Police, Computer Crimes Unit, Internet Crimes Against Child Task Force (ICAC).

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