



Department of Justice

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PRESS RELEASE

Albany, New York —United States Attorney Richard S. Hartunian and Patrick Coultry, Resident Agent in Charge of the U.S. Immigration and Customs Enforcement, Department of Homeland Security, announced that RICHARD NEUMANN, age 44, of Hudson Falls, New York, was sentenced on March 22, 2011 by the Honorable Gary L. Sharpe in Federal District Court in Albany on his guilty plea to count one of an Information charging him with the possession of child pornography. NEUMANN was sentenced to 46 months of imprisonment and supervised release for a term of five years. He was also ordered to: (1) have no unsupervised contact with minors; and (2) register with the New York State Sex Offender Registry Program. The Court also ordered that a laptop computer be forfeited to the United States.

NEUMANN pled guilty on November 19, 2010. In connection with his plea, NEUMANN admitted the following in a written plea agreement and during his plea proceeding:

Between about August, 2005 and December 10, 2008, NEUMANN, while in his residence, used his Toshiba laptop computer to access the Internet. While on the Internet NEUMANN visited child pornography websites and either purchased access to electronic still images and videos depicting minors engaged in sexually explicit conduct or accessed said images and videos for free. After viewing said images and videos, NEUMANN then downloaded and saved a number of these still images and videos to his computer in order to view them on later dates.

On December 10, 2008 investigators conducted an interview of NEUMANN at his residence in Hudson Falls. Investigators then obtained NEUMANN's consent to seize and search his Toshiba computer. The aforementioned computer was searched and a forensic examination of the computer, which belonged to the Defendant, was conducted. Two still images and one movie file 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 Toshiba computer. Said images depict individuals under the age of 18 engaged in

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.

Between December 10, 2008 and March 30, 2009 NEUMANN was interviewed by law enforcement officials on three separate occasions. Initially, NEUMANN advised investigators that a family member was the culpable party. However, during subsequent interviews with investigators, NEUMANN stated, among other things, that:

- i. He had been interested in child pornography for approximately eighteen months;
- ii. He used the Toshiba laptop computer to search for and access child pornography via websites on the Internet;
- iii. His interests were in children between the ages of 12 and 17;
- iv. He had been accessing and downloading child pornography from the Internet during the time period alleged in the Information; and
- v. During his initial interview with investigators he was fearing prosecution and, consequently, misled investigators by telling them that a family member was the party responsible for accessing, possessing and receiving the child pornography that was the subject of the investigators' investigation.

This case was investigated by the Department of Homeland Security, U.S. Immigration and Customs Enforcement in Albany, New York.

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