
UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Mag. No. 19-8026 (LDW)
v. :
JUSTIN MADIA : Hon. Leda Dunn Wettre
: **CRIMINAL COMPLAINT**

I, Kevin Matthews, being duly sworn, state the following is true and correct to the best of my knowledge and belief:

SEE ATTACHMENT A

I further state that I am a Special Agent with the Federal Bureau of Investigation, and that this Complaint is based on the following facts:

SEE ATTACHMENT B

continued on the attached page and made a part hereof.



Kevin Matthews, Special Agent
Federal Bureau of Investigation

Sworn to before me and subscribed in my presence,

January 31, 2019 at Newark, New Jersey
Date City and State

Honorable Leda Dunn Wettre
United States Magistrate Judge
Name and Title of Judicial Officer



Leda D. Wettre
Signature of Judicial Officer

ATTACHMENT A

In or about June 2018, in Bergen County, in the District of New Jersey, and elsewhere, defendant

JUSTIN MADIA

did knowingly receive child pornography, as defined in Title 18, United States Code, Section 2256(8), that had been mailed, and using any means and facility of interstate and foreign commerce, shipped, and transported in and affecting interstate and foreign commerce by any means, including by computer.

In violation of Title 18, United States Code, Section 2252A(a)(2)(A) and 2252A(b)(1) and Title 18, United States Code, Section 2.

ATTACHMENT B

I, Kevin Matthews, a Special Agent with the Federal Bureau of Investigation (“FBI”), have knowledge of the following facts based upon both my investigation and discussions with other law enforcement personnel and others. Because this affidavit is being submitted for the sole purpose of establishing probable cause to support the issuance of a complaint, I have not included each and every fact known to the government concerning this matter. Where statements of others are set forth herein, these statements are related in substance and in part. Where I assert that an event took place on a particular date, I am asserting that it took place on or about the date alleged.

Background

1. At all times relevant to this Complaint, defendant JUSTIN MADIA (“MADIA”) resided in Hillsdale, New Jersey.

The Investigation

2. From at least as early as June 9, 2018 through in or about October 2018 (the “Request Period”), a computer located at defendant MADIA’s residence and belonging to MADIA connected to an Internet based peer-to-peer (P2P) network which attempts to let users anonymously share files. During the Request Period, defendant MADIA requested from the P2P network the video files described below.

File Name: babyshi near complete.7z	The zip file contains approximately 56 video files, all of which contain child pornography. Several of the videos depict what appears to be an approximately 2 year old girl, bound at the ankles, with a mask or with duct tape on her mouth while an adult male performs sexual acts on her. One video is approximately 3 minutes and 11 seconds long and titled, “babyshivid-tigger-01(s)” and appears to depict the approximately 2 year old girl lying on an object covered in black cloth wearing a diaper with a black cloth over her head with holes cut out around her eyes. A Caucasian adult male wearing a similar mask, among other things, engages in graphic sexual acts with the girl including performing oral sex on the girl, and penetrating her mouth with his penis.
File Name: P23533.avi	This video appears to depict an approximately 10-12 year old girl lying on a bed wearing grey sweatpants and pink socks. She is holding the video camera and filming herself. She lifts up her shirt revealing her chest. Later, she lifts up her sweatpants and pink underwear revealing her vagina. She lifts her pants and underwear and touches her vagina with her finger a few times. She then places the camera down, moves away from the camera, pulls down her pants and reveals her buttocks and vagina to the camera.

File Name: video_20140728_173458.3gp	This video appears to depict an approximately 6-7 year old Asian girl standing in a stairwell wearing a grey and white dress, small shorts and sandals. An adult is holding the camera and whispering in a foreign language. The girl pulls down her shorts and pulls up her dress revealing her vagina. The adult's hand touches the girl's vagina.
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3. On January 31, 2019, law enforcement executed a lawfully obtained search warrant at defendant MADIA's residence and seized a computer that was running the P2P network, as well as other electronic storage media belonging to defendant MADIA. The computers and electronic storage media contained images of prepubescent children being sexually abused.

4. Law enforcement also observed on defendant MADIA's electronic storage media a file bearing the name "babishi near complete.7z" as referenced in paragraph 2 above.

5. After being advised of, and waiving his Miranda rights, defendant MADIA admitted to law enforcement, among other things, in substance and in part that: (1) defendant MADIA was the only individual with access to the computer and electronic storage media devices found at his residence; (2) defendant MADIA used the P2P network for the purposes of viewing child pornography; and (3) defendant MADIA regularly masturbates to images of child pornography.

6. Based upon my education, training and experience, and my discussions with other law enforcement officers, and to the best of my knowledge, the images described in paragraph 2 above traveled in interstate commerce and were produced using materials that were mailed and shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, that is, the images were downloaded from and transmitted via the Internet.