

AFFIDAVIT IN SUPPORT OF SEARCH AND ARREST<sup>1</sup> WARRANTS

1. I, Jacquelyn K. Hamelryck, being duly sworn, depose and say that:
2. I have been a Special Agent (SA) with the Federal Bureau of Investigation (FBI) since October 1998. I am currently assigned to the Columbia Division and have served as the Violent Crimes Against Children Coordinator since August of 2016. In this capacity, I have conducted multiple victim, witness, and subject interviews that involve on-line child sexual exploitation, child pornography, child sexual abuse, sextortion, and associated criminal activity. I have investigated federal criminal violations related to child sexual exploitation and child pornography. I have participated in investigations in which perpetrators have used computers and mobile applications to commit violations involving the sexual exploitation of children. I have received training in the area of child pornography, child sexual abuse, and on-line sexual exploitation. I have experience in observing and reviewing numerous examples of child pornography (as defined in 18 U.S.C. 2256) in all forms of media. These forms of media include computer media, magnetic storage media, and mobile applications in violation of state and federal laws, including variations of Title 18, U.S.C., 2252A. I have also participated in numerous search warrants that involved child sexual exploitation and/or child pornography offenses. These investigations have led to arrests and convictions for violations of the federal code. Prior to becoming a SA with the FBI, I was an investigator for the Greenville County Sheriff's Office from 1993 to 1998. I completed the South Carolina Criminal Justice Academy which included training

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<sup>1</sup> In accordance with the Standing Order issued by Chief Judge R. Bryan Harwell on March 16, 2020, the Court has continued all jury matters—including grand jury—until after May 8, 2020, in light of the COVID-19 pandemic. Accordingly, no grand jury shall be in session within thirty days. Thus, pursuant to Title 18 U.S.C. Section 3161(b), “the period of time for filing of the indictment shall be extended an additional thirty days.” Should jury matters be continued by the Court beyond May 8, 2020, and outside the sixty days to indict from the date of the arrest now afforded under the statute, the Government will file the appropriate motion seeking an extension of time in which to indict the above-referenced case.

on various criminal matters. I received a Master of Science Degree from Tiffin University in 2018 in criminal justice with an emphasis on criminal behavior.

3. As a federal agent, I am authorized to investigate violations of United States laws and to execute warrants issued under the authority of the United States.
4. The statements in this affidavit are based on information provided to me by FBI Special Agent Clay Trippi. SA Trippi is assigned to an FBI satellite office in Aiken, SC which is why I am the affiant. SA Trippi has provided me the facts of his own investigation as well as information he received from a Special Agent in the [REDACTED] vision of the FBI who has been acting in an undercover capacity.
5. Since this affidavit is being submitted for the limited purpose of securing a search warrant, I have not included each and every fact known to me concerning this investigation. I have set forth only the facts that I believe are necessary to establish probable cause to believe that evidence, fruits, and instrumentalities of the violations of 18 USC §§ 2251, 2252, and 2252A, are presently located at [REDACTED], [REDACTED], Williston, SC, and/or on the person of **JUSTIN CHAVIS** and that **JUSTIN CHAVIS** has committed violations of the above referenced sections.

#### DEFINITIONS

6. The following definitions apply to this Affidavit and Attachment B:
  - a. "Child Erotica" means materials or items that are sexually arousing to persons having a sexual interest in minors but that are not necessarily, in and of themselves, obscene or that do not necessarily depict minors in sexually explicit poses or positions.
  - b. "Child Pornography" includes any visual depiction of sexually explicit conduct where (a) the production of the visual depiction involved the use of a minor engaged in sexually explicit conduct; (b) the visual depiction was a digital image, computer image, or computer-generated image that is, or is indistinguishable from, that of a minor

engaged in sexually explicit conduct; or (c) the visual depiction has been created, adapted, or modified to appear that an identifiable minor is engaged in sexually explicit conduct.

- c. "Computer" refers to "an electronic, magnetic, optical, electrochemical, or other high speed data processing device performing logical or storage functions, and includes any data storage facility or communications facility directly related to or operating in conjunction with such device."
- d. "Computer hardware" consists of all equipment that can receive, capture, collect, analyze, create, display, convert, store, conceal, or transmit electronic, magnetic, or similar computer impulses or data. Computer hardware includes any data-processing devices (including, but not limited to, central processing units, internal and peripheral storage devices such as fixed disks, external hard drives, floppy disk drives and diskettes, and other memory storage devices); peripheral input/output devices (including, but not limited to, keyboards, printers, video display monitors, and related communications devices such as cables and connections); as well as any devices, mechanisms, or parts that can be used to restrict access to computer hardware (including, but not limited to, physical keys and locks).
- e. "Computer-related documentation" consists of written, recorded, printed, or electronically stored material that explains or illustrates how to configure or use computer hardware, computer software, or other related items.
- f. "Computer software" is digital information that can be interpreted by a computer and any of its related components to direct the way it works. Computer software is stored in electronic, magnetic, or other digital form. It commonly includes programs to run operating systems, applications, and utilities.

- g. "Internet Protocol address" or "IP address" refers to a unique number used by a computer to access the Internet. IP addresses can be dynamic, meaning that the Internet Service Provider (ISP) assigns a different unique number to a computer every time it accesses the Internet. IP addresses might also be static, if an ISP assigns a user's computer a particular IP address that is used each time the computer accesses the Internet.
- h. "Minor" means any person under the age of 18 years.
- i. "Sexually explicit conduct" applies to visual depictions that involve the use of a minor, or that have been created, adapted, or modified to appear to depict an identifiable minor. In those contexts, the term refers to actual or simulated (a) sexual intercourse (including genital-genital, oral-genital, or oral-anal), whether between persons of the same or opposite sex; (b) bestiality; (c) masturbation; (d) sadistic or masochistic abuse; or (e) lascivious exhibition of the genitals or pubic areas of any person.
- j. "Visual depictions" include undeveloped film and videotape, and data stored on computer disk or by electronic means, which is capable of conversion into a visual image.
- k. The terms "records," "documents," and "materials" include all information recorded in any form, visual or aural, and by any means, whether in handmade form (including, but not limited to, writings, drawings, painting), photographic form (including, but not limited to, microfilm, microfiche, prints, slides, negatives, videotapes, motion pictures, photocopies); mechanical form (including, but not limited to, phonograph records, printing, typing); or electrical, electronic or magnetic form (including, but not limited to, tape recordings, cassettes, compact discs, electronic or magnetic storage devices such as floppy diskettes, hard disks, CD-ROMs, digital video disks ("DVDs"), Personal Digital Assistants ("PDAs"), Multi Media Cards

("MMCs"), memory sticks, optical disks, printer buffers, smart cards, memory calculators, electronic dialers, Bernoulli drives, or electronic notebooks, as well as digital data files and printouts or readouts from any magnetic, electrical or electronic storage device).

### **CHILD PORNOGRAPHY**

7. Based upon my training and experience, I have learned that child pornography distributors/collectors:
- a. Receive sexual gratification, stimulation, and satisfaction from actual physical contact with children and/or from fantasies they may have while viewing children engaged in sexual activity or in sexually suggestive poses (in person, in photographs, or other visual media) or from literature describing such activity.
  - b. Collect sexually explicit or suggestive materials (hard-core and soft-core pornography) in a variety of media, such as photographs, magazines, motion pictures, video tapes, books, slides and/or drawings or other visual media that they use for their own sexual arousal and gratification. Further, they may use this type of sexually explicit material to lower the inhibitions of children they are attempting to seduce, to arouse the selected child partner, and to demonstrate the desired sexual acts.
  - c. Almost always possess and maintain their material in the privacy and security of their homes or some other secure location. Child pornography distributors/collectors typically retain their material for many years. The material has value to them, and they rarely destroy or delete it.
  - d. Often correspond and/or meet others to share information and materials; rarely destroy correspondence from other child pornography distributors/collectors; conceal such correspondence as they do their sexually explicit material; and often maintain lists of names, addresses, including e-mail addresses, and telephone numbers of individuals with whom they have been in contact and who share the same interests in child pornography.
  - e. Distributors/collectors who collect sexually oriented pictures of minors generally prefer not to be without their child pornography and/or child erotica for any prolonged time period. This behavior has been documented by law enforcement officers involved in the investigation
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of child pornography throughout the world.

- f. Child pornography collectors maintain their collections in a safe, secure environment, such as a home computer and surrounding area, because this material is illegal, can be difficult to obtain, and can be difficult to replace. The material is often kept close by, usually at their residence.

### **USE OF COMPUTERS<sup>2</sup>**

8. With digital cameras, images of child pornography can be transferred directly onto a computer. A modem allows any computer to connect to another computer through the use of telephone, cable, or wireless connection. Through the Internet, electronic contact can be made to literally millions of computers around the world.
9. The computer's ability to store images in digital form makes the computer itself an ideal repository for child pornography. Computer hard drives can store thousands of images at high resolution.
10. Communications made from a computer are often saved or stored on that computer. Storing this information can be intentional, for example, by saving an e-mail as a file on the computer or saving the location of one's favorite websites in "bookmarked" files. Digital information can also be retained unintentionally. Traces of the path of an electronic communication may be automatically stored in many places, such as temporary files or ISP client software, among others. In addition to electronic communications, a computer user's Internet activities generally leave traces in a computer's web cache and Internet history files. A forensic examiner often can recover evidence that shows whether a computer contains peer-to-peer software, when the computer was sharing files, and some of the files that were uploaded or downloaded. Computer files or remnants of such

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<sup>2</sup> The Government does not seek authorization to remotely search any database or cloud storage. The search warrant is only for the physical items found within the search areas. The following language is to provide the Court additional information regarding the various manner and means the computers are used, but it is not seeking authorization to conduct searches outside of the items seized pursuant to this warrant.

files can be recovered months or even years after they have been downloaded onto a hard drive, deleted, or viewed via the Internet. Electronic files downloaded to a hard drive can be stored for years at little or no cost. Even when such files have been deleted, they can be recovered months or years later using readily available forensic tools. When a person "deletes" a file on a home computer, the data contained in the file does not actually disappear; rather, that data remains on the hard drive until it is overwritten by new data. Therefore, deleted files, or remnants of deleted files, may reside in free space or slack space - that is, in space on the hard drive that is not allocated to an active file or that is unused after a file has been allocated to a set block of storage space -- for long periods of time before they are overwritten. In addition, a computer's operating system may also keep a record of deleted data in a "swap" or "recovery" file. Similarly, files that have been viewed via the Internet are automatically downloaded into a temporary Internet directory or "cache." The browser typically maintains a fixed amount of hard drive space devoted to these files, and the files are only overwritten as they are replaced with more recently viewed Internet pages.

11. Peer to peer file sharing (hereinafter, "P2P") is a method of communication available to Internet users through the use of special software. The software is designed to allow users to trade digital files through a worldwide network that is formed by linking computers together. There are several different software applications that can be used to access these networks but these applications operate in essentially the same manner.

- a. To access the P2P networks, a user first obtains the P2P software, which can be downloaded from the Internet. This software is used exclusively for the purpose of sharing digital files. When the P2P software is installed on a computer, the user is directed to specify a "shared" folder. All files placed in that user's "shared" folder are available to anyone on the world wide network for download. Most P2P software gives each user a rating based on the number of files he/she is contributing to the network. This rating affects the user's ability to download files. The more files a user is sharing, the greater

his/her ability is to download files. This rating system is intended to encourage users to "share" their files, thus propagating the P2P network. However, a user is not required to share files to utilize the P2P network.

- b. A user obtains files by conducting keyword searches of the P2P network.  
When a user initially logs onto the P2P network, a list of the files that the user is sharing is transmitted to the network. The P2P software then matches files in these file lists to keyword search requests from other users. A user looking to download files simply conducts a keyword search. The results of the keyword search are displayed and the user then selects file(s) which he/she wants to download. The download of a file is achieved through a direct connection between the computer requesting the file and the computer(s) hosting the file. Once a file has been downloaded, it is stored in the area previously designated by the user and will remain there until moved or deleted. Most of the P2P software applications keep logs of each download event. Often times a forensic examiner, using these logs, can determine the IP address from which a particular file was obtained.
- c. A person interested in sharing child pornography with others in the P2P network, need only place those files in his/her "shared" folder(s). Those child pornography files are then available to all users of the P2P network for download regardless of their physical location.
- d. A person interested in obtaining child pornography can open the P2P application on his/her computer and conduct a keyword search for files using a term such as "preteen sex." The keyword search would return results of files being shared on the P2P network that match the term "preteen sex." The user can then select files from the search results and those files can be downloaded directly from the computer(s) sharing those files.

- e. The computers that are linked together to form the P2P network are located throughout the world; therefore, the P2P network operates in interstate and foreign commerce. A person that includes child pornography files in his/her "shared" folder is hosting child pornography and therefore is promoting, presenting, and potentially distributing child pornography.
  - f. One of the advantages of P2P file sharing is that multiple files may be downloaded in parallel. This means that the user can download more than one file at a time. In addition, a user may download parts of one file from more than one source computer at a time. For example, a user downloading an image file may actually receive parts of the image from multiple computers. The advantage of this is that it reduces the time it takes to obtain the file. A P2P file transfer is assisted by reference to an Internet Protocol (IP) address.
  - g. Even though the P2P network links together computers all over the world and users can download files, it is not possible for one user to send or upload a file to another user of the P2P network. The software is designed only to allow files to be downloaded that have been selected. One does not have the ability to send files from his/her computer to another user's computer without their permission or knowledge. Therefore, it is not possible for one user to send or upload child pornography files to another user's computer without his/her active participation.
12. Based on my training and experience, I am generally aware that individuals involved in the sexual exploitation of children often use portable electronic devices, such as mobile telephones ("smartphones"), tablet computer systems, thumb drives and other electronic devices which are easily concealed. These portable electronic devices can be concealed in vehicles under the seat, in the glove box or secured in other locations within the vehicle. Additionally, cellular telephones, as well as other portable electronic devices can be carried by individuals and not left in any one particular location.

### **SEARCH AND SEIZURE OF COMPUTER SYSTEMS**

13. Searches and seizures of evidence from computers commonly require agents to download or copy information from the computers and their components, or seize most or all computer items (computer hardware, computer software, and computer related documentation) to be processed later by a qualified computer expert in a laboratory or other controlled environment. This is almost always true because of the following two reasons:

- a. Computer storage devices can store the equivalent of thousands of pages of information. Especially when the user wants to conceal criminal evidence, he or she often stores it in random order with deceptive file names. This requires searching authorities to examine all the stored data that is available in order to determine whether it is included in the warrant that authorizes the search. This sorting process can take days or weeks, depending on the volume of data stored, and is generally difficult to accomplish on-site.
- b. Searching computer systems for criminal evidence is a highly technical process requiring expert skill and a properly controlled environment. The vast array of computer hardware and software available requires even computer experts to specialize in some systems and applications, so it is difficult to know before a search which expert should analyze the system and its data. The search of a computer system is an exacting scientific procedure that is designed to protect the integrity of the evidence and to recover even hidden, erased, compressed, password-protected, or encrypted files. Since computer evidence is extremely vulnerable to tampering or destruction (which may be caused by malicious code or normal activities of an operating system), the controlled environment of a laboratory is essential to its complete and accurate analysis.

14. In order to fully retrieve data from a computer system, the analyst needs all magnetic storage devices as well as the central processing unit ("CPU"). In cases involving child pornography where the evidence consists partly of graphics files, the monitor(s) may be essential for a thorough and efficient search due to software and hardware configuration issues. In addition, the analyst needs all the system software (operating systems or interfaces, and hardware drivers) and any applications software which may have been used to create the data (whether stored on hard drives or on external media).
15. Furthermore, because there is probable cause to believe that the computer and its storage devices are all instrumentalities of crimes and are contraband, they should all be seized.

**DETAILS OF THE INVESTIGATION – FBI [REDACTED] DIVISION**

**Initial encounter and chats**

16. On or about April 2, 2020 at approximately [REDACTED], FBI Under Cover Employee, herein referred to as UCE, was in the [REDACTED] [REDACTED], herein referred to as Justin. UCE scrolled through the group messages that had been previously posted and noticed that at approximately [REDACTED] AM CDT an individual [REDACTED] Justin Chavis joined the group then posted the following messages between approximately [REDACTED] AM CDT.

"25 father of 2 daughters a 6 year old and a 5 year old"  
"Is there a [REDACTED] up"  
"Well ok"

17. At approximately [REDACTED] CDT UCE sent Justin a private message. The following is a summary of the messages exchanged between UCE and Justin. Not all message are included below, please refer to the screen shots and the Cellebrite extraction of UCE's phone for full message detail. All messages below are same in context with misspellings,

grammar and other errors are as they appeared in the original message.

UCE: Hey you were looking for [REDACTED]  
You have a cutie?

Justin: Yea but iam not with her right now iam at work

UCE: Cool. I'll leave you in til later then. Not like most a hole [REDACTED]!!!!  
Lol (laugh crying emoji)  
Active with her or just perv?

Justin: Ok thanks. Yes iam am active when I can be

UCE: Mmmm. Very nice. How old? I've got a 10 yo dau myself

Justin: One girl 6 one girl 5 and one boy 4

UCE: Mmmm delish. Active with all or just girls?  
Bet they cute

Justin: All  
Mainly my oldest tho

18. Justin then sent an image, referred to herein as image1. This image is described below:

Image 1: a prepubescent female sitting down with her legs spread apart. The child is wearing a blue and red with white polka dots colored Minnie Mouse dress. The dress is pulled up and the child is pulling her panties to one side exposing her genitalia. A white colored small dog is near the child. The child appears to be sitting on a wood deck

UCE: Lucky daddy

19. Justin then sent another image, referred herein to as image 2. This image is described below:

A prepubescent female sitting on an adult male, with the front of her body towards him, with her legs spread. The adult male has pulled her underwear to one side exposing her genitalia. The adult male's erect penis can be seen which is directly in front of her genitalia. The focus of the picture is on the male's and female child's genitalia. This child appears to be wearing the same color and style of underwear and dress as the female child is wearing in image 1.

UCE: Wow she amazing.

Justin: Hell yea is yours a girl or boy

UCE: Wouldn't load though.  
Have a dau

Justin: Sexy  
Is she cute

UCE: You get any in her?

Justin: No wbu

UCE: Note yet.  
She give you oral or you give her oral?

Justin: Both  
Wbu

UCE: I wish.  
Ever taken any vids of you guys doing oral or playing?

20. Justin then sent UCE a video, referred to herein as video 1, approximately 12 seconds in length. Video 1 is described as follows:

Video 1: The focus of the video is on the genital area of a prepubescent female. The child is squatting down, with her dress pulled up exposing her underwear and her genital area. An adult male's voice can then be heard saying "pull them to the side". The child then repeats "pull them to the side" and pulls her underwear to the side exposing her genitalia. The adult male then says "Robert, put your head over here". The female child then rubs a finger on her genitalia, the person holding the camera pans up to her face then back to focusing on her genitalia. The child appears to be the same female child appearing in image 1 and image 2 above. The child appears to be wearing the same clothing.

Justin: Yea I did but my wife broke the phone they were on.

21. Justin then sent UCE another video, referred to herein as video 2, approximately 6.5 seconds in length. Video 2 is described as follows:

Video 2: An adult male exposing his erect penis. A female child then performs oral sex on the adult male. The female child appears to be wearing a blue colored top, similar to the clothing the child is wearing in image 1, image 2 and video 1 described above.

UCE: Mmmm Lucky daddy. Damn wife right!!! She know?

Justin: Yea I told her at first she was ok she would watch then the middle child told and that wear it had to stop. So she thinks

Once u taste that lil pussy it's all u wont

UCE: Nice

Justin: I would rather play with her than I would my wife

UCE: Kids ever play together

Justin: O yea if I have enough time alone. Iam trying to earn my trust back with the wife. So I can play again

UCE: Have you ever taken any of them playing together?

Justin: On the phone she broke  
U got pics of your kid

**Chats with [REDACTED] which further identify "Justin"**

22. On April 2, 2020 at approximately [REDACTED] was in a private chat with another user, who is the [REDACTED] [REDACTED] not identified herein. Due to an active investigation against this user, the user's account will be referred to herein as [REDACTED]. Not all message are included below

23. At approximately [REDACTED] [REDACTED] sent UCE three screen shot of chats [REDACTED] had with another user who was [REDACTED]: [REDACTED]

- a. Screen shot 1 included what appeared to be a live image, sent by Justin Chavis. The image was of a male, sticking out his tongue, wearing what appeared to be a baseball style hat and a grey colored hooded shirt and light blue jacket.
- b. Screen shot 2 had two pictures of what appeared to be the same male in the live picture sent in Screen shot 1 mentioned above, with a prepubescent female. This female child appeared to be the same female as in the pictures and videos sent by "Justin" to UCE.
- c. Screen shot 3 had an image which appeared to be similar to image 1 described above, however the child is not pulling her underwear to one side.

24. After exchanging a few messages starting at approximately [REDACTED], which

included [REDACTED] telling UCE that he requested Justin Chavis to send a custom live picture of himself holding up 4 fingers. [REDACTED] sent UCE another screen shot of [REDACTED]'s chats with Justin Chavis. This screen shot included a live image of a male holding up four fingers. The male appeared to be the same male, wearing a baseball style hat and a hooded shirt described above in screen shots 1 and 2.

25 [REDACTED] and UCE continued to exchange messages and discuss Justin as referenced in the following messages:

[Note: --- is signifying break in chats]

UCE: I see Justin got a cutie though. Hope he stays around unlike our recents.

[REDACTED]: Yes sir  
He plays her (wink emoji)  
6

UCE: Mmmmm yessir indeed

[REDACTED]: Proof u say?

UCE: Huh?

26 [REDACTED] then sends UCE an image which appeared to be the same image as image1, described above, sent by "Justin" to UCE.

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[REDACTED]: Should I bring Justin in the priv or wait till he lives her?

UCE: Up to you bud. But I'm game.

### Justin Chavis chats and posts in [REDACTED] [REDACTED]

27. On or about April 2, 2020 at approximately [REDACTED], was added to the [REDACTED]. This user appeared to be the same user as "Justin" above. After joining the room Justin began to exchange messages with others in the room including a message where he said he was a lead HVAC installer and was from SC.

[Note: due to active investigations, users in this group are referred to as user1, user2, user3 etc.]

28. At approximately [REDACTED] Justin posted two images to the group, referred to herein as image 3 and image 4:

Image 3: a prepubescent female wearing a blue and red with white polka dots dress on sitting on what appeared to be a wooden deck. Appeared to be the same child as previously described.

Image 4: appeared to be the same image as image 1 previously described.

29. At approximately [REDACTED] posted a video, referred to herein as video 3 described as follows:

Video 3: A prepubescent female wearing a Minnie Mouse blue and red with polka dots dress sitting down. The child is pulling her underwear to one side exposing her genitalia. The child has a small dog in one arm and is playing with small pieces of wood. The child appears to be the same child as described in images and videos described above.

30. After posting video 3, the following messages were posted between Justin and another group member:

User1: Lovin the curls

Justin: Me to looks so good when she is sucking me off they bounce

31. Justin continued to message with other members of the group discussing sexual activity with their daughters.

32. At approximately [REDACTED], Justin posted another video, herein referred to as video 4 described as follows:

Video 4: Appeared to be the same video as video 2 described above (prepubescent female performing oral sex on an adult male penis).

33. Justin continued to exchange message with the group members including Justin saying he had "played" with his daughter "for 2 years" in addition posting the following messages:

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Justin: I figured if I raised them up on my cock they'll stay on it for a while.  
Hopefully till there 18 or out my house

---  
Justin: Iam just ready for the moment I can get my dick inside them

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Justin: After that I'll be happy af

User2: Tried yet?



Name: Justin Chavis  
[REDACTED]  
[REDACTED]

### **Research conducted on Justin Chavis**

36. Google search for Justin Chavis and Facebook (FB) revealed the following FB page:  
[REDACTED]
37. The picture associated with this FB page matches pictures send by Justin to UCE and [REDACTED]. On this FB page, [REDACTED]
38. [REDACTED] has photos on her FB page which match photos sent by Justin who advised they were of his wife. This FB page has several images of children including a female child which matches the female child sent in the images and videos sent by Justin. In addition, there are photos of two other children, a younger female child and a younger male child, which are consistent with statements made by Justin to the UCE [REDACTED].

### **DETAILS OF THE INVESTIGATION – COLUMBIA FIELD OFFICE**

39. SA Trippi reviewed on line property records for Barnwell County, SC. The owners of [REDACTED] Williston, SC are Justin Allen Chavis and [REDACTED]
40. The UCE provided to SA Trippi a photograph of Justin Chavis from his FB page (the account referenced just above). SA Trippi compared that photo to an image of the South Carolina driver record of Justin Chavis. It appeared to be the same person. The SC Department of Motor Vehicles listed Chavis' address as [REDACTED], Williston, SC. The photograph of Chavis from his FB showed him wearing a HOLLEY Heating and Air Conditioning hat. This is consistent with the statement Chavis made in the [REDACTED] that he was an HVAC installer from South Carolina.

### **CONCLUSION**

41. It appears from the investigation that the defendant is a possessor, distributor, and producer of child pornography and it is likely that images of child pornography will be found at his residence and that he has violated Title 18, United States Code, Section 2251 – child exploitation, Section 2252 child pornography, and Section 2252A – distribution of child pornography.<sup>4</sup>

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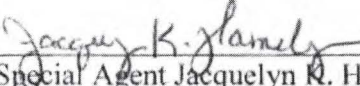
<sup>4</sup> The Fourth Circuit and other courts have found that when it comes to child

42. In my training and experience, it is likely that at least one mobile device, will be located at [REDACTED], on the person of **JUSTIN CHAVIS** or in a vehicle driven by **JUSTIN CHAVIS** or on the search property.

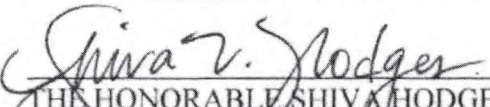
43. Based on the facts as stated in this document, I believe that there is probable cause that evidence of the stated violations is located on the stated premises and person and that **JUSTIN CHAVIS** has committed violations of federal law, to include Title 18, United States Code, Section 2251 – child exploitation, Section 2252 child pornography, and Section 2252A – distribution of child pornography.

44. I respectfully request that the Court issue a search warrant for the premises described in Attachment A to include any and all vehicles on premises, to seize the items listed in Attachment B, and issue an arrest warrant for **JUSTIN CHAVIS**.

This affidavit has been reviewed by AUSA James H. May.

  
Special Agent Jacquelyn K. Hamelryck  
Federal Bureau of Investigation

Sworn to and subscribed before me this 3rd day of April 2020.

  
THE HONORABLE SHIVA HODGES  
UNITED STATES MAGISTRATE JUDGE

pornography that “the widespread view” is that “collectors and distributors of child pornography value their sexually explicit materials highly, rarely if ever dispose of such material, and store it for long periods in a secure place, typically in their homes.” Recently, in *United State v. Bosyk*, 933 F.3d 319, 331-32 (4th Cir. 2019), the Fourth Circuit set out various criteria to determine if a child pornographer was a collector and by inference would likely collect and hoard child pornography for a long time. Items for the Court to consider include: is the person interested in images of child pornography - in the investigation the IP Address that went back to Bogue’s residence where numerous videos of child pornography were present; the videos of child pornography were possessed over a period of time – over a period of five months the child pornography was possessed; and was the child pornography distributed to others – here on three different occasions the child pornography was made available of other child pornographers to access.

ATTACHMENT A

1. [REDACTED] d, Williston, SC is a single wide trailer accessed via a dirt driveway on the right-hand side from where [REDACTED] forks to the left.



2. The person of Justin Chavis.

