

**FILED**

MAY 21 2015

CLEVEY, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

BY  DEPUTY CLERK

1 BENJAMIN B. WAGNER  
United States Attorney  
2 BRIAN A. FOGERTY  
Assistant United States Attorney  
3 501 I Street, Suite 10-100  
Sacramento, CA 95814  
4 Telephone: (916) 554-2700  
Facsimile: (916) 554-2900  
5

6 Attorneys for Plaintiff  
United States of America  
7

8 IN THE UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,  
11  
12 Plaintiff,  
13 v.  
14 NATHAN ALEXANDER DRURY,  
15 Defendant.

CASE NO. **2:15 - CR - 0108 GEB**

VIOLATIONS: 18 U.S.C. § 2251(a) – Production of  
Child Pornography (9 Counts); 18 U.S.C. §  
2252(a)(4)(B) – Possession of Child Pornography; 18  
U.S.C. § 2253(a) – Criminal Forfeiture

16  
17 INDICTMENT

18 COUNT ONE: [18 U.S.C. § 2251(a) – Production of Child Pornography]

19 The Grand Jury charges: T H A T

20 NATHAN ALEXANDER DRURY,

21 defendant herein, between on or about January 1, 2012, and on or about December 1, 2014, in the  
22 County of Butte, State and Eastern District of California, did knowingly employ, use, persuade, induce,  
23 entice, and coerce a minor, Jane Doe, to engage in sexually explicit conduct for the purpose of  
24 producing a visual depiction of such conduct, to wit, a file entitled “iphone 1.mov,” which visual  
25 depiction DRURY knew and had reason to know would be transported in interstate and foreign  
26 commerce, was produced using materials that had been mailed, shipped, and transported in interstate  
27 and foreign commerce, and was transported in interstate and foreign commerce, in violation of Title 18,  
28 United States Code, Section 2251(a).

1 COUNT TWO: [18 U.S.C. § 2251(a) – Production of Child Pornography]

2 The Grand Jury further charges: T H A T

3 NATHAN ALEXANDER DRURY,

4 defendant herein, between on or about January 1, 2012, and on or about December 1, 2014, in the  
5 County of Butte, State and Eastern District of California, did knowingly employ, use, persuade, induce,  
6 entice, and coerce a minor, Jane Doe, to engage in sexually explicit conduct for the purpose of  
7 producing a visual depiction of such conduct, to wit, a file entitled “iphone 2.jpg,” which visual  
8 depiction DRURY knew and had reason to know would be transported in interstate and foreign  
9 commerce, was produced using materials that had been mailed, shipped, and transported in interstate  
10 and foreign commerce, and was transported in interstate and foreign commerce, in violation of Title 18,  
11 United States Code, Section 2251(a).

12 COUNT THREE: [18 U.S.C. § 2251(a) – Production of Child Pornography]

13 The Grand Jury further charges: T H A T

14 NATHAN ALEXANDER DRURY,

15 defendant herein, between on or about January 1, 2012, and on or about December 1, 2014, in the  
16 County of Butte, State and Eastern District of California, did knowingly employ, use, persuade, induce,  
17 entice, and coerce a minor, Jane Doe, to engage in sexually explicit conduct for the purpose of  
18 producing a visual depiction of such conduct, to wit, a file entitled “iphone 167.jpg,” which visual  
19 depiction DRURY knew and had reason to know would be transported in interstate and foreign  
20 commerce, was produced using materials that had been mailed, shipped, and transported in interstate  
21 and foreign commerce, and was transported in interstate and foreign commerce, in violation of Title 18,  
22 United States Code, Section 2251(a).

23 COUNT FOUR: [18 U.S.C. § 2251(a) – Production of Child Pornography]

24 The Grand Jury further charges: T H A T

25 NATHAN ALEXANDER DRURY,

26 defendant herein, between on or about January 1, 2012, and on or about December 1, 2014, in the  
27 County of Butte, State and Eastern District of California, did knowingly employ, use, persuade, induce,  
28 entice, and coerce a minor, Jane Doe, to engage in sexually explicit conduct for the purpose of

1 producing a visual depiction of such conduct, to wit, a file entitled "iphone 168.mov," which visual  
2 depiction DRURY knew and had reason to know would be transported in interstate and foreign  
3 commerce, was produced using materials that had been mailed, shipped, and transported in interstate  
4 and foreign commerce, and was transported in interstate and foreign commerce, in violation of Title 18,  
5 United States Code, Section 2251(a).

6 COUNT FIVE: [18 U.S.C. § 2251(a) – Production of Child Pornography]

7 The Grand Jury further charges: T H A T

8 NATHAN ALEXANDER DRURY,

9 defendant herein, between on or about January 1, 2012, and on or about December 1, 2014, in the  
10 County of Butte, State and Eastern District of California, did knowingly employ, use, persuade, induce,  
11 entice, and coerce a minor, Jane Doe, to engage in sexually explicit conduct for the purpose of  
12 producing a visual depiction of such conduct, to wit, a file entitled "iphone 169.jpg," which visual  
13 depiction DRURY knew and had reason to know would be transported in interstate and foreign  
14 commerce, was produced using materials that had been mailed, shipped, and transported in interstate  
15 and foreign commerce, and was transported in interstate and foreign commerce, in violation of Title 18,  
16 United States Code, Section 2251(a).

17 COUNT SIX: [18 U.S.C. § 2251(a) – Production of Child Pornography]

18 The Grand Jury further charges: T H A T

19 NATHAN ALEXANDER DRURY,

20 defendant herein, between on or about January 1, 2012, and on or about December 1, 2014, in the  
21 County of Butte, State and Eastern District of California, did knowingly employ, use, persuade, induce,  
22 entice, and coerce a minor, Jane Doe, to engage in sexually explicit conduct for the purpose of  
23 producing a visual depiction of such conduct, to wit, a file entitled "iphone 170.jpg," which visual  
24 depiction DRURY knew and had reason to know would be transported in interstate and foreign  
25 commerce, was produced using materials that had been mailed, shipped, and transported in interstate  
26 and foreign commerce, and was transported in interstate and foreign commerce, in violation of Title 18,  
27 United States Code, Section 2251(a).

28 ///

1 COUNT SEVEN: [18 U.S.C. § 2251(a) – Production of Child Pornography]

2 The Grand Jury further charges: T H A T

3 NATHAN ALEXANDER DRURY,

4 defendant herein, between on or about January 1, 2012, and on or about December 1, 2014, in the  
5 County of Butte, State and Eastern District of California, did knowingly employ, use, persuade, induce,  
6 entice, and coerce a minor, Jane Doe, to engage in sexually explicit conduct for the purpose of  
7 producing a visual depiction of such conduct, to wit, a file entitled “iphone 156.jpg,” which visual  
8 depiction DRURY knew and had reason to know would be transported in interstate and foreign  
9 commerce, was produced using materials that had been mailed, shipped, and transported in interstate  
10 and foreign commerce, and was transported in interstate and foreign commerce, in violation of Title 18,  
11 United States Code, Section 2251(a).

12 COUNT EIGHT: [18 U.S.C. § 2251(a) – Production of Child Pornography]

13 The Grand Jury further charges: T H A T

14 NATHAN ALEXANDER DRURY,

15 defendant herein, between on or about January 1, 2012, and on or about December 1, 2014, in the  
16 County of Butte, State and Eastern District of California, did knowingly employ, use, persuade, induce,  
17 entice, and coerce a minor, Jane Doe, to engage in sexually explicit conduct for the purpose of  
18 producing a visual depiction of such conduct, to wit, a file entitled “iphone 157.jpg,” which visual  
19 depiction DRURY knew and had reason to know would be transported in interstate and foreign  
20 commerce, was produced using materials that had been mailed, shipped, and transported in interstate  
21 and foreign commerce, and was transported in interstate and foreign commerce, in violation of Title 18,  
22 United States Code, Section 2251(a).

23 COUNT NINE: [18 U.S.C. § 2251(a) – Production of Child Pornography]

24 The Grand Jury further charges: T H A T

25 NATHAN ALEXANDER DRURY,

26 defendant herein, between on or about January 1, 2012, and on or about December 1, 2014, in the  
27 County of Butte, State and Eastern District of California, did knowingly employ, use, persuade, induce,  
28 entice, and coerce a minor, Jane Doe, to engage in sexually explicit conduct for the purpose of

1 producing a visual depiction of such conduct, to wit, a file entitled “iphone 158.jpg,” which visual  
2 depiction DRURY knew and had reason to know would be transported in interstate and foreign  
3 commerce, was produced using materials that had been mailed, shipped, and transported in interstate  
4 and foreign commerce, and was transported in interstate and foreign commerce, in violation of Title 18,  
5 United States Code, Section 2251(a).

6 COUNT TEN: [18 U.S.C. § 2252(a)(4)(B) – Possession of Child Pornography]

7 The Grand Jury further charges: T H A T

8 NATHAN ALEXANDER DRURY,

9 defendant herein, on or about March 23, 2015, in the County of Butte, State and Eastern District of  
10 California, did knowingly possess one or more matters, which contained visual depictions, including,  
11 but not limited to, “Dark Studio 12Y Hot Play.avi” and “Dark Studio Kinderkutje – 12yo Dasha  
12 Displaying her Nice Tits and Pussy.avi,” that has been mailed, shipped and transported in interstate and  
13 foreign commerce, and which was produced using materials which had been mailed, shipped, and  
14 transported in interstate and foreign commerce, by any means including by computer, the production of  
15 which involved the use of a minor engaging in sexually explicit conduct, and which visual depictions  
16 were of such conduct, in violation of Title 18, United States Code, Section 2252(a)(4)(B).

17 FORFEITURE ALLEGATION: [18 U.S.C. § 2253(a) – Criminal Forfeiture]

18 1. Upon conviction of one or more of the offenses alleged in Counts One through Ten of  
19 this Indictment, defendant NATHAN ALEXANDER DRURY shall forfeit to the United States pursuant  
20 to 18 U.S.C. § 2253(a), any and all matter which contains visual depictions produced, transported,  
21 mailed, shipped or received in violation thereof; any property, real or personal, constituting or traceable  
22 to gross profits or other proceeds the defendant obtained as a result of said violations; and any property,  
23 real or personal, used or intended to be used to commit and to promote the commission of such  
24 violations, or any property traceable to such property, including but not limited to:

25 a. One Seagate 2 TB External USB 3 hard drive, serial number NA774RMT.

26 2. If any property subject to forfeiture as a result of the offenses alleged in Counts One  
27 through Ten of this Indictment, for which defendant is convicted:

28 a. cannot be located upon the exercise of due diligence;

- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to 18 U.S.C. § 2253(b), incorporating 21 U.S.C. § 853(p), to seek forfeiture of any other property of said defendant, up to the value of the property subject to forfeiture.

A TRUE BILL.

/s/ Signature on file w/AUSA

FOREPERSON



BENJAMIN B. WAGNER  
United States Attorney

No. 2:15 - CR - 0108 GEB

**UNITED STATES DISTRICT COURT**

*Eastern District of California*

*Criminal Division*

THE UNITED STATES OF AMERICA

vs.

NATHAN ALEXANDER DRURY

INDICTMENT

**VIOLATION(S):** 18 U.S.C. § 2251(a) – Production of Child Pornography (9 Counts)  
18 U.S.C. § 2252(a)(4)(B) – Possession of Child Pornography (1 Count)  
18 U.S.C. § 2253 – Criminal Forfeiture

*A true bill,*

/s/ Signature on file w/AUSA

*Foreman.*

Filed in open court this 21 day

of May, A.D. 2015

*Clerk.*

**WARRANT: NO BAIL PENDING HEARING**

Bail, \$ \_\_\_\_\_

D. L. D. Dyd

**United States v. Nathan Alexander Drury**  
**Penalties for Indictment**

**Defendant**

**NATHAN ALEXANDER DRURY**

**COUNTS 1 THROUGH 9:**

**VIOLATION:** 18 U.S.C. § 2251(a) – Production of Child Pornography

**PENALTIES:** Mandatory minimum of 15 years in prison and a maximum of up to 30 years; or  
Fine of up to \$250,000; or both fine and imprisonment  
Supervised release of at least 5 years up to life

**SPECIAL ASSESSMENT:** \$100 (mandatory on each count)

**COUNT 10:**

**VIOLATION:** 18 U.S.C. § 2252(a)(4)(B) – Possession of Child Pornography

**PENALTIES:** Maximum of up to 10 years in prison; or  
Fine of up to \$250,000; or both fine and imprisonment  
Supervised release of at least 5 years up to life

**SPECIAL ASSESSMENT:** \$100 (mandatory on each count)

**FORFEITURE ALLEGATION:**

**VIOLATION:** 18 U.S.C. § 2253(a) – Criminal Forfeiture

**PENALTIES:** As stated in the indictment