

FILED

OCT 18 2017

CLERK OF COURT
U.S. DISTRICT COURT
CENTRAL DISTRICT OF ILLINOIS

IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF ILLINOIS
AT PEORIA

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
MARK P. BARNWELL,)
)
Defendant.)

Case No. 17-100 SD

VIO: 18 U.S.C. §§ 2251(a) & (e);
2253; 2260A; 3559(e)(1).

INDICTMENT

THE GRAND JURY CHARGES:

COUNT ONE

(Sexual Exploitation of a Minor)

Starting on or about September 24, 2016, and continuing to on or about November 14, 2016, in the Central District of Illinois and elsewhere, the defendant,

MARK P. BARNWELL,

did employ, use, persuade, induce, entice, and coerce a minor, Minor 1, to engage in sexually explicit conduct, for the purpose of producing any visual depiction of such conduct, where such visual depiction was produced using materials that had been shipped and transported in interstate and foreign commerce and where such visual depiction was actually transmitted using a means and facility of interstate commerce.

In violation of Title 18, United States Code, Sections 2251(a) and (e).

COUNT TWO
(Sexual Exploitation of a Minor)

Starting on or about September 27, 2016, and continuing to on or about November 17, 2016, in the Central District of Illinois and elsewhere, the defendant,

MARK P. BARNWELL,

did employ, use, persuade, induce, entice, and coerce a minor, Minor 2, to engage in sexually explicit conduct, for the purpose of producing any visual depiction of such conduct, where such visual depiction was produced using materials that had been shipped and transported in interstate and foreign commerce and where such visual depiction was actually transmitted using a means and facility of interstate commerce.

In violation of Title 18, United States Code, Sections 2251(a) and (e) and 3559(e)(1).

COUNT THREE
(Sexual Exploitation of a Minor)

Starting on or about October 10, 2016, and continuing to on or about October 25, 2016, in the Central District of Illinois and elsewhere, the defendant,

MARK P. BARNWELL,

did employ, use, persuade, induce, entice, and coerce a minor, Minor 3, to engage in sexually explicit conduct, for the purpose of producing any visual depiction of such conduct, where such visual depiction was produced using materials that had been shipped and transported in interstate and foreign commerce and where such visual depiction was actually transmitted using a means and facility of interstate commerce.

In violation of Title 18, United States Code, Sections 2251(a) and (e).

COUNT FOUR
(Sexual Exploitation of a Minor)

Starting on or about October 14, 2016, and continuing to on or about October 17, 2016, in the Central District of Illinois and elsewhere, the defendant,

MARK P. BARNWELL,

did employ, use, persuade, induce, entice, and coerce a minor, Minor 4, to engage in sexually explicit conduct, for the purpose of producing any visual depiction of such conduct, where such visual depiction was produced using materials that had been shipped and transported in interstate and foreign commerce and where such visual depiction was actually transmitted using a means and facility of interstate commerce.

In violation of Title 18, United States Code, Sections 2251(a) and (e) and 3559(e)(1).

COUNT FIVE
(Penalties for Registered Sex Offenders)

On or about September 24, 2016 through November 17, 2016, in the Central District of Illinois and elsewhere, the defendant,

MARK P. BARNWELL,

being required by Federal and State law to register as a sex offender, did commit a felony offense involving a minor under Title 18, United States Code, Section 2251, to wit: the felony offenses alleged in Counts One, Two, Three, and Four of this Indictment.

All in violation of Title 18, United States Code, Section 2260A.

FORFEITURE NOTICE

1. The charges contained in Counts One, Two, Three and Four are hereby re-alleged and incorporated by reference for the purpose of alleging forfeitures, pursuant to the provisions of Title 18, United States Code, Section 2253.

2. For his engagement in the violations alleged in Counts One, Two, Three and Four, the defendant,

MARK P. BARNWELL,

shall forfeit to the United States, pursuant to Title 18, United States Code, Section 2253, all interest in:

a. Any visual depictions or other matter containing such visual depictions which were produced, transported, mailed, shipped, received, or possessed as alleged in Counts One, Two, Three and Four of this Indictment;

b. Any property, real or personal, constituting or traceable to gross profits or other proceeds obtained from the offenses alleged in Counts One, Two, Three and Four of this Indictment; and

c. Any property, real or personal, used or intended to be used to commit or promote the commission of the offenses alleged in Counts One, Two, Three and Four of this Indictment.

3. The property referenced in paragraph 2, subparagraphs a, b, and c above includes, but is not limited to, video recorders and accessories, cameras, computer hardware, such as monitors, central processing units, keyboards, computer programs, software, computer storage devices, such as disk drive units, disks, tapes, hard disk drives/units, peripherals, modems and other telephonic and acoustical equipment, printers, contents of memory data contained in and through the aforementioned hardware and software, tools, equipment, manuals and documentation for the assembly and use of the aforementioned hardware and software, including the specific equipment listed:

- Kyocera Cell Phone, model C6740N Hydro Wave, IMEI #014249002576574
- Micro SD Card from Kyocera Cell Phone; model 32GB, Serial # LD2H89160201
- ZTE Cell Phone, model Z981, IMEI # 864792031998211
- HP Laptop Computer; model Touchsmart 15, Serial # CND42248NS
- Toshiba Laptop Computer; model Satellite C655D-S5508; Serial # ZB311410Q
- Seagate 2TB External Hard Drive; model SRD00F1, Serial # NA97K9C4
- JVC Camcorder, model Everio, Serial # 3354292543100100
- Sandisk Micro SD Card With SD Adapter, model 32GB, Serial # 3055SG051003

All pursuant to Title 18, United States Code, Section 2253.

A true bill.
s/Foreperson

s/Patrick Hansen

Foreperson

PATRICK HANSEN
ACTING UNITED STATES ATTORNEY

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