UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

FELONY

INDICTMENT FOR RECEIPT OF MATERIALS INVOLVING THE SEXUAL EXPLOITATION OF MINORS AND NOTICE OF FORFEITURE

UNITED STATES OF AMERICA	*	**CRIMINAL NUMBER:**
v.	*	**SECTION:**
NICHOLAS SAINE	*	**VIOLATIONS: 18 U.S.C. § 2252(a)(2)** **18 U.S.C. § 2252(b)(1)**
	*	**18 U.S.C. § 2253**

* * *

The Grand Jury charges that:

COUNT 1

RECEIPT OF CHILD PORNOGRAPHY

Between on or about October 4, 2012, and continuing until on or about January 16, 2013, within the Eastern District of Louisiana, and elsewhere, **NICHOLAS SAINE**, defendant herein, did knowingly receive, and attempt to receive, visual depictions, that is, digital images, computer images, and digital video files, that had been mailed, shipped, and transported in interstate and foreign commerce, by any means, including by computer, the production of such visual depictions having involved the use of a minor engaging in sexually explicit conduct as defined

in Title 18, United States Code, Section 2256(2), and such visual depictions were of such conduct.

All in violation of Title 18, United States Code, Sections 2252(a)(2) and (b)(1).

NOTICE OF FORFEITURE

1. The allegations contained in Count 1 of this Indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Section 2253.

2. As a result of the offense alleged in Count 1, defendant, **NICHOLAS SAINE**, shall forfeit to the United States all property, real or personal, constituting or traceable to gross profits or other proceeds obtained from such offenses; and/or any property, real or personal, used or intended to be used to commit or to promote the commission of such offenses, in violation of Title 18, United States Code, Sections 2252(a)(2), and 2253, including but not limited to various computer equipment and electronic media seized by federal agents on November 5, 2013.

3. If any of the property described above as being subject to forfeiture, as a result of any act or omission of the defendant:

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

b. has been transferred or sold to, or deposited with, a third person;

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 subdivided without difficulty;

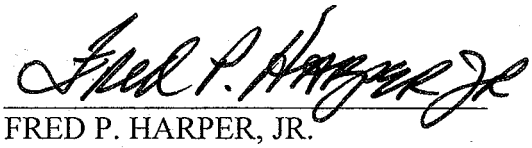
it is the intent of the United States, pursuant to Title 18, United States Code, Section 2253(o) to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

All in violation of Title 18, United States Code, Section 2253.

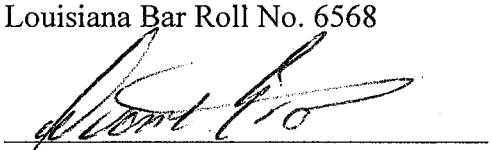
A TRUE BILL:

_____
FOREPERSON

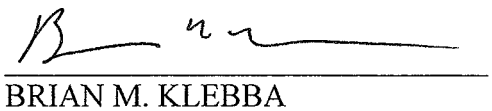
KENNETH ALLEN POLITE, JR.
UNITED STATES ATTORNEY



FRED P. HARPER, JR.
First Assistant United States Attorney
Louisiana Bar Roll No. 6568



DUANE A. EVANS
Assistant United States Attorney
Chief, Criminal Division
Louisiana Bar Roll No. 24086



BRIAN M. KLEBBA
Assistant United States Attorney
New York Bar Roll No. 2938728

New Orleans, Louisiana
November 8, 2013