

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA * CRIMINAL NO. 14-064
v. * SECTION: "K"
JEREMY REASON * VIOLATIONS: 18 U.S.C. § 2252(a)(4)(B)
18 U.S.C. § 2252(b)(2)
* 18 U.S.C. § 2253
* * *

FACTUAL BASIS

Should this matter proceed to trial, both the government and the defendant, **JEREMY REASON** ("**REASON**"), do hereby stipulate and agree that the following facts set forth a sufficient factual basis for the crime to which the defendant is pleading guilty and that the government would prove the following beyond a reasonable doubt at trial:

The government would present competent evidence and testimony establishing that on August 23, 2007, federal agents executed a search warrant at the home of **REASON** finding him in possession of approximately 500 images depicting the sexual exploitation of children. On July 23, 2008, **REASON** was convicted in the Eastern District of Louisiana of possession of child pornography in violation of Title 18, United States Code, Section 2252(a)(4)(B) under case number 08-160 "S." On February 4, 2009, Judge Lemmon sentenced **REASON** to a seventy

(70) month term of incarceration.

On November 5, 2012, **REASON** was transferred by the Bureau of Prisons (“BOP”) to the Volunteers of America (“VOA”) halfway house in New Orleans. On April 24, 2013, **REASON** was found in possession of a cellular telephone in violation of the terms and conditions of the BOP and VOA. U.S. Probation Officer Brian Bond (“Bond”) was contacted by the VOA and conducted an interview of **REASON**. **REASON** told Bond that he purchased a cell phone approximately three weeks before from a store on Canal Street near the French Quarter. According to **REASON**, he paid \$140.00 for the phone and purchased a \$50.00 a month service plan. **REASON** said the phone had internet access and he acknowledged that he knew he was prohibited from possessing a cell phone. **REASON** identified the seized cell phone as the one he had purchased and utilized.

REASON admitted to using the cell phone to conduct internet searches and to access Facebook. **REASON** said his phone was password protected and he refused to provide his password to the VOA staff members because the information on the phone was “his own private business.” **REASON** told Bond that the password was not a traditional alpha-numeric password but was entered by drawing a pattern over a series of circles on the home screen of the phone. **REASON** gave Bond consent to search the phone but before Bond searched the phone he asked **REASON** if he used the phone to conduct any internet activity that could be considered a violation of the law or a violation of his upcoming supervised release. In response, **REASON** said he used the cell phone to view possible child pornography.

Special agents with U.S. Homeland Security Investigations (“HSI”) conducted a post-*Miranda* interview of **REASON** at the halfway house on April 24, 2013. During the interview, **REASON** said he purchased the phone three weeks ago and used the phone to access child

pornography because “he got bored one night.” **REASON** said he conducted Google searches to access child pornography and he remarked how easy it was to search for child pornography using Google. According to **REASON**, he accessed child pornography ten to fifteen times from his cellular phone and the last time he searched for child pornography was the day before. **REASON** said his searches yielded sites with hundreds of images of child pornography including prepubescent children. **REASON** described the images he accessed as children in a variety of positions including sexual intercourse and sitting or standing with the legs spread. **REASON** also admitted to saving some of the child pornography websites as his “favorites” on his phone.

On May 1, 2013, a federal search warrant authorizing the search of **REASON**'s seized cell phone was issued by Magistrate Judge Roby. A subsequent computer forensic search of the cell phone revealed that **REASON** conducted internet searches for child pornography. Agents determined there were approximately 696 thumbnails containing child pornography. The agents would testify that the thumbnails indicate **REASON** accessed and viewed the images of child pornography. Federal law enforcement agents would testify that there were numerous thumbnails that depict images of prepubescent children being subjected to acts of violence and bondage.

Further, the government would present evidence to establish that the images of child pornography were created using phones, cameras, and/or computer equipment that had been transported in interstate and foreign commerce. The government would show through testimony and documentary evidence that the phone used by **REASON** to accessed the child pornography was manufactured outside of the State of Louisiana and was transported in interstate or foreign commerce.

Testimony would establish that the images accessed by **REASON** were of pubescent children less than 18 years of age and some of the images depicted children less than twelve (12) years old, and that the images of the child victims were "sexually explicit" as defined in Title 18, United States Code, Section 2256. All of the images depicting the sexual victimization of minors accessed by **REASON** would be introduced through the testimony of HSI agents.

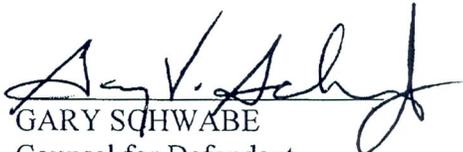
Further, the government would present evidence to establish that the images of child pornography had been transported in interstate and foreign commerce via computer.

Various records and testimonial evidence, including testimony from representatives of HSI, as well as other witnesses, would also be called to prove the facts set forth above.



JEREMY REASON
Defendant

10/15/14
DATE



GARY SCHWABE
Counsel for Defendant

10/15/14
DATE



BRIAN M. KLEBBA
Assistant United States Attorney

10/15/14
DATE