Filed Under Seal

IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	**CRIMINAL NO. 14-_____**
v.	:	**DATE FILED:_____**
MARK WILCZOPOLSKI, **a/k/a "Mark Wilco"**	:	**VIOLATIONS:** **18 U.S.C. § 2422(b) (use of an interstate commerce facility to entice a minor to engage in sexual conduct - 1 count)** **18 U.S.C. § 2252(a)(2) (receipt of child pornography – 1 count)** **18 U.S.C. § 2252(a)(2) (possession of child pornography – 1 count)** **18 U.S.C. § 2 (aiding and abetting)** **Notice of forfeiture**

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

In or about the summer 2013, in the Eastern District of Pennsylvania and elsewhere, the defendant,

MARK WILCZOPOLSKI,
a/k/a "Mark Wilco

used and attempted to use a facility and means of interstate and foreign commerce, that is, the Internet and cell phone applications, to persuade, induce, entice and coerce Minor #1, who had not attained the age of 18 years, to engage in sexual activity, for which any person could be charged with a criminal offense.

In violation of Title 18, United States Code, Section 2422(b).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

In or about the summer 2013, in the Eastern District of Pennsylvania and elsewhere, defendant

MARK WILCZOPOLSKI,
a/k/a "Mark Wilco

knowingly received a visual depiction using any means or facility of interstate or foreign commerce (that is, the Internet) and in and affecting interstate and foreign commerce, which visual depiction showed a minor engaged in sexually explicit conduct and the producing of that visual depiction involved the use of a minor engaged in sexually explicit conduct.

In violation of Title 18, United States Code, Section 2252(a)(2).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 2, 2014, in Montgomery County, in the Eastern District of Pennsylvania and elsewhere, defendant

MARK WILCZOPOLSKI,
a/k/a "Mark Wilco

knowingly possessed books, magazines, periodicals, films, video tapes and other matter, namely a cellular telephone, which contained visual depictions that had been produced using materials, which had been shipped and transported in interstate and foreign commerce. The production of these visual depictions involved the use of minors engaging in sexually explicit conduct and the visual depictions were of minors engaging in sexually explicit conduct.

In violation of Title 18, United States Code, Section 2252(a)(4)(B).

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

As a result of the violations of Title 18, United States Code, Sections 2422, 2252(a)(2) and 2252(a)(4)(B), as set forth in this indictment, defendant

MARK WILCZOPOLSKI,
a/k/a "Mark Wilco

shall forfeit to the United States of America:

(a) any visual depiction described in section 2252, or any film, videotape, or other matter which contains any such visual depiction, which was produced, transported, mailed, shipped, or received as a result of such violation;

(b) any property, real or personal, constituting or traceable to gross profits or other proceeds obtained from such violation;

(c) any property, real or personal, used or intended to be used to commit or to promote the commission of such violation; and

(d) any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, the violations of Title 18, United States Code, Sections 2422, 2423(b), and 2252(a)(2), including, but not limited to, one Kyocera cellular telephone, serial number 5725794.

2. If any of the property 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 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 Title 18, United States Code, Section 2253(b), incorporating Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendant(s) up to the value of the property subject to forfeiture.

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

A TRUE BILL:

GRAND JURY FOREPERSON

for M. Taylor Espinoza

ZANE DAVID MEMEGER
United States Attorney