

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

UNITED STATES OF AMERICA

v.

KEITH FARNHAM

CASE NUMBER:

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about March 13, 2014, at Elgin, in the Northern District of Illinois, Eastern Division, and elsewhere, the defendant(s) violated:

Code Section

Title 18, United States Code, Section
2252A(a)(5)(B)

Offense Description

knowingly possessed a HP Compaq desktop computer, bearing serial number MXL32109Z6, which contained a Western Digital 500 GB hard drive, model WD5000AAKX – 60U6AAO, that contained an image of child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), and such image having been produced using materials that have been mailed, shipped, and transported in and affecting interstate and foreign commerce, in violation of Title 18, United States Code, Section 2252A(a)(5)(B).

This criminal complaint is based upon these facts:

 X Continued on the attached sheet.

JOSEPH BUSSCHER

Special Agent, Homeland Security Investigations
(HSI)

Sworn to before me and signed in my presence.

Date: April 28, 2014

Judge's signature

City and state: Chicago, Illinois

JEFFREY T. GILBERT, U.S. Magistrate Judge

Printed name and Title

probable cause in support of a criminal complaint, it does not contain all the facts of which I am aware related to this investigation.

4. This affidavit is based on my personal knowledge, information provided to me by other law enforcement agents who have knowledge of the events and circumstances described herein, and interviews of witnesses, and other individuals.

FACTS SUPPORTING PROBABLE CAUSE

Background of Investigation

5. As explained below, an investigation of receipt and distribution of pornography has uncovered evidence that KEITH FARNHAM, using email address "kimdavid5582@yahoo.com," received and sent images containing child pornography while at an office used by KEITH FARNHAM in Elgin, Illinois, his residence in Elgin, Illinois, and other locations.

6. During the relevant time period, KEITH FARNHAM was a Representative in the Illinois General Assembly. On or about February 21, 2014, I observed a page on the Illinois General Assembly website that stated that KEITH FARNHAM had a district office on Division Street in Elgin, Illinois. I further observed that KEITH FARNHAM's name was on the door at that office.

7. After the execution of a federal search warrant at KEITH FARNHAM's residence and office in Elgin, Illinois, on or about March 13, 2014, several computers and electronic storage devices were recovered that contained child pornography images, including a video file described below.

Prior Email Account Search Warrants

8. On November 4, 2013, a federal search warrant was issued for a Google email account (“EMAIL A”) based on information received from the HSI Cyber Crimes Center that an individual using the email account EMAIL A had created an account on a website that had been used extensively by persons interested in exchanging images depicting child pornography in order to meet and become trading partners. The user’s profile on the website indicated the user’s willingness to trade child exploitation material and also listed a Google email address, EMAIL A.

9. Based on the records provided by Google, on or about September 23, 2013, at 8:40 a.m. Central Time, “kimdavid5582@yahoo.com” sent an email message to EMAIL A which contained at least two video attachments. The message stated, “do you trade. always looking for good stuff.” One of the videos showed an adult female performing oral sex on what appeared to be an approximately six month old infant girl. The other video showed an adult male ejaculating on the face of what appeared to be an approximately seven to nine year old girl and also showed the girl performing oral sex on the adult male. Header information on the email message showed that it was sent from IP address 24.14.157.223 (“RESIDENCE IP ADDRESS”), which was later identified, as described below, as the IP address at KEITH FARNHAM’s residence.

10. On January 14, 2014, a federal search warrant was issued for “kimdavid5582@yahoo.com”. On or about January 29, 2014, Yahoo! responded,

sending documents and a 32GB thumb drive containing the electronic contents of the “kimdavid5582” user account.¹

11. A review of the Yahoo! IP logs for the “kimdavid5582@yahoo.com” account identified a number of IP addresses where the “kimdavid5582@yahoo.com” account was accessed. Summons sent to Comcast² and to AT&T³ identified some of the IP addresses as accounts affiliated with KEITH FARNHAM’s residence and KEITH FARNHAM’s office.

12. According to information from Yahoo! received on or about January 29, 2014, the last known login for the email account “kimdavid5582@yahoo.com” was on January 6, 2014.

¹ According to information provided by Yahoo!, the subscriber name for “kimdavid5582@yahoo.com” was a female individual named “Kim David.” However, I further observed that a close relative of KEITH FARNHAM has a birthdate of “05/05/82,” and that the birthdate on file for the user of the “kimdavid5582@yahoo.com” account was one day, one month, and one year different than KEITH FARNHAM’s birthdate.

² Records provided by Comcast, in response to a DHS Summons issued on January 6, 2014, showed that KEITH FARNHAM’s wife was a subscriber to Comcast internet service at KEITH FARNHAM’s residence and that IP address 24.14.157.223 (“RESIDENCE IP ADDRESS”) was assigned to KEITH FARNHAM’s wife at the residence from July 11, 2013, through January 1, 2014.

³ In response to two DHS summonses issued to AT&T Internet, on or about January 10, 2014, AT&T Internet provided records which showed that the 10 different IP addresses (OFFICE IP ADDRESSES) were assigned to KEITH FARNHAM’s office in Elgin, Illinois. The account status was listed as “Active” as of the date of the response, January 24, 2014. The last account login from one of the OFFICE IP ADDRESSES was on January 6, 2014.

Examination of Email Account Content for “kimdavid5582@yahoo.com”

i. Instant Messenger Conversations

13. A review of the contents of the “kimdavid5582” account showed several Yahoo! Instant Messenger conversations⁴ between “kimdavid5582” and at least four other individuals, which occurred between June 30, 2013, and January 6, 2014.

Below are excerpts from three of these conversations:

August 20, 2013

User ID	Time (UTC) ⁵	Message
kimdavid5582	2:18:07	cool
“User A” ⁶	2:18:27	did u like the long vid??
kimdavid5582	2:18:47	yes
User A	2:20:08	have u seen the vid of the PT ⁷ girl crying and she is bent over while the guy is fucking her i think raping her?
kimdavid5582	2:20:49	send me some more yes i think so but it is hot

⁴ Yahoo! Messenger is an internet based instant messaging program provided by Yahoo! to its subscribers. The program offers among other services, the ability for real-time text transmission and file sharing between the user and their contacts. The program can be accessed by the subscriber while logged into their Yahoo! account online, or by utilizing the Yahoo! Messenger mobile phone application, which is associated with the subscriber’s Yahoo! account.

⁵ “UTC” refers to Universal Time Coordinated, which is also known as Greenwich Mean Time, “GMT.” Both GMT and UTC refer to the same time zone set at the Prime Meridian, which runs through Greenwich, England. Time zones around the world are expressed as either positive or negative offsets from GMT / UTC. For example, on August 20, 2013, Central Time in the United States equals GMT / UTC minus 5 hours. Therefore, the time of 2:18 GMT on August 20, 2013, converts to 9:18 p.m. on August 19, 2013, Central Time. There are many time zone converter websites available for free on the internet.

⁶ The usernames have been redacted.

⁷ Based upon my knowledge, training and experience in the area of child pornography, “PT” is a common abbreviation for the term “Pre-teen”. The term is often used as a prefix to the terms “PTHC” (Pre-teen hard core) or “PTSC” (Pre-teen soft core). Individuals commonly use “PT” as a search term to find files containing child pornography on the internet, or when using file sharing software.

November 8, 2013

User ID	Time (UTC)	Message
User A	17:10:31	u may have seen this vid or not
kimdavid5582	17:10:52	thats ok
User A	17:10:54	she is a filipina girl age 12
User A	17:11:10	i love asian girls
kimdavid5582	17:11:40	12 is about as old as i can handle. i love them at 6 7 8
User A	17:12:22	it looks like you got it complete
User A	17:12:28	letmeknow
User A	17:12:50	i sent the 3rd vid of hers
User A	17:12:57	to ur gmail
User A	17:15:17	did you get the vid ok??
User A	17:16:36	ill online 2nyt abt lam pacific time
kimdavid5582	17:18:06	yes she is a horny little slut. pumps his cock. nice
User A	17:18:28	will u b online late 2nyt??
kimdavid5582	17:18:29	got my dick hard
kimdavid5582	17:18:42	no
User A	17:18:42	did you see both her vids i sent u??
kimdavid5582	17:19:16	yes. the fuck one is good. little undeveloped tits
User A	17:19:22	ok i should be awake 2mrrw morn abt the same time
kimdavid5582	17:20:22	cant you send more now
User A	17:20:24	im not sure if i sent this vid to u
User A	17:20:57	ill b online for abt 30 mins more, than i have to leave for work
kimdavid5582	17:21:56	it wont open. id love to see a little boy rape a little girl

November 21, 2013

User ID	Time (UTC)	Message
kimdavid5582	17:46:18	i wish i had access to all the vids and pics ever made
User A	17:46:40	i wish i was the 1 mkingthe pics/vids

kimdavid5582	17:48:49	so true
User A	17:49:17	wats the yngest age girl u have touched/licked/fucked??
kimdavid5582	17:49:33	6
User A	17:49:43	did u actually fuck her?
kimdavid5582	17:50:49	no finger
User A	17:50:59	did she like it??
User A	17:51:10	tell me abt it
kimdavid5582	17:51:30	she gave me that far away pleasure look
User A	17:52:05	can u say her 1st name??
kimdavid5582	17:52:44	dont know it
User A	17:53:05	ok/ how did u know her??
kimdavid5582	17:53:39	stranger black girl i went home with
User A	17:54:21	did u do anything else besides finger her??
User A	17:54:38	did she bj u?
kimdavid5582	17:54:46	no
User A	17:55:06	did she even see ur cock??
kimdavid5582	17:56:29	only when i fucked her mother while she watched
User A	17:57:08	did her mom allow u to finger the dau?
kimdavid5582	17:58:55	no but she liked having her their while we had sex
User A	17:59:18	did u finger the dau when u was alone w/her??
kimdavid5582	18:01:17	yes down her pants
User A	18:02:04	to bad u couldntfuck her..ryt?
kimdavid5582	18:03:04	wish i could have eaten her
User A	18:03:47	when u fingered her; why didnt u try to eat her then
kimdavid5582	18:05:07	all i could do was taste my finger
User A	18:05:28	so u didnt have much time alone with her is that ryt??
User A	18:06:16	for me if i had a chance to finger her, i would have taken a bigger chance to lick her
kimdavid5582	18:06:35	only had seconds
User A	18:13:44	ok
kimdavid5582	18:14:18	would like a whole afternoon
User A	18:14:33	have been in touch w/ her since??
User A	18:14:52	i mean talking to her or her mom??
kimdavid5582	18:15:16	no just that once

ii. Email Messages

14. My review of the content of the “kimdavid5582” account showed that between approximately August 9, 2013 and January 8, 2014, “kimdavid5582” had engaged in an extensive online trading relationship with dozens of individuals in which hundreds of images and videos of suspected child pornography were sent from and received by the “kimdavid5582@yahoo.com” account.

(a) Receipt of Child Pornography

15. For example, on August 13, 2013, at 5:28 p.m. CST, an email message containing at least five image attachments and three video attachments, was sent from “EMAIL B” to “kimdavid5582@yahoo.com.” The subject line states “[website name]⁸ let’s trade.” One of the video attachments, titled “Pia 8 yo Daddy fondles her pussy,” showed what appeared be an approximately eight year old girl laying on her back with her pants and underwear pulled down, with what appears to be an adult male hand fondling her vagina. One of the other video attachments, titled “Nena 9 yo Nice long,” showed what appeared to be an approximately nine year old girl, completely nude, lying on a couch while rubbing her own genitals.

16. For example, on August 23, 2013, at 2:37 p.m. CST, an email message containing at least two image attachments, was sent from “EMAIL C” to “kimdavid5582@yahoo.com”. The message stated, “Some till I get home. Let me know what you think of them.” One of the attachments, titled “Gerber86”, showed what appeared to be an approximately 3-4 year old naked boy lying on his back,

⁸The affiant believes the subject line makes reference to a similarly-named website where individuals who wish to trade child pornography exchange information. The name of the website has been redacted.

with what appeared to be male ejaculate on his face and body. Another attachment, titled "1254159422", showed what appeared to be an approximately 8-10 year old female holding a male's penis and spitting a substance out of her mouth which appeared to be male ejaculate.

17. On November 8, 2013, at 11:12 a.m. CST, an email message contained one video attachment was sent from "EMAIL D" to "kimdavid5582@yahoo.com". The attachment, titled "Pinay 12yo Sawadie fuck 2nd vid, music (2min17s)", showed an adult male engaging in vaginal intercourse with what appeared to be an approximately 11-13 year old female.

18. On December 10, 2013, at 12:28 p.m. CST, an email message which contained one video attachment was sent from "EMAIL D" to "kimdavid5582@yahoo.com". The attachment, titled "3yo_and_big-dicked_dad_2", showed an adult male vaginally penetrating what appeared to be an approximately 2-3 year old girl. The female can be heard crying.

19. On January 3, 2014, at 12:52 p.m. CST, an email message which contained at least two video attachments, was sent from "EMAIL E" to "kimdavid5582@yahoo.com". One of the attachments, titled "lfdss", showed an approximately 5-7 year old female performing oral sex on an adult male. Another attachment, titled "sammy0", showed what appeared to be an approximately 3-4 year old female performing oral sex on an adult male.

(b) Distribution of Child Pornography from KEITH FARNHAM'S Residence

20. On September 20, 2013, at 10:43 a.m. CST, an email message which contained two video file attachments, was sent from "kimdavid5582@yahoo.com" to "EMAIL F." The first attachment was a video clip, titled "08 5548-20130914-121636", which showed what appeared to be a naked 5-7 year old female being vaginally and anally penetrated by an adult male penis while she is also performing oral sex on an adult male penis. The second attachment was a video clip, titled "sleeping cum_20130917-054727", which showed an adult male ejaculating on the face of what appeared to be an approximately 7-9 year old girl and also showed the girl performing oral sex on the adult male. The email header information and the Yahoo! IP history logs showed that this email was sent from the RESIDENCE IP ADDRESS.

21. On November 25, 2013, at 11:35 a.m. CST, an email message which contained two video file attachments was sent from "kimdavid5582@yahoo.com" to "EMAIL G." The message stated, "do you trade. this is what I lik.". The first attachment was a video clip, titled "SSPX0060", which showed what appeared to be a naked female, approximately 6-7 years old, lying on her back and holding her legs behind her head. A male adult was rubbing his penis against her labia and anus. The second attachment was a video clip, titled "2010_2Bpthc_Bbabyshivid_2Bfrifam_2BPussyPlay03_2528withsound_2529", which showed what appeared to be a naked female, approximately 2-3 years old, being vaginally penetrated by an adult male penis. The email header information

and the Yahoo! IP history logs showed that this email was sent from the RESIDENCE IP ADDRESS.

22. On December 19, 2013, at 09:42 a.m. CST, an email message which contained one .zip file attachment was sent from "kim david5582@yahoo.com" to "EMAIL H." The message stated, "I too love little young girls." The attached .zip file⁹ was titled "4yo sleeping" and it contained 15 images of what appeared to be an approximately 4-5 year old female who was naked from the waist down. There were several close up photos of the girl's genitals. One of the photos showed an adult male's penis pressed against the girl's labia. Another photo showed an adult male penis pressed against the lips of the female as she appeared to be sleeping. The email header information and the Yahoo! IP history logs showed that this email was sent from the RESIDENCE IP ADDRESS.

(c) Distribution of Child Pornography from KEITH FARNHAM'S Office

23. On November 23, 2013, at 12:50 p.m. CST, an email message which contained at least two video attachments was sent from "kim david5582@yahoo.com" to "EMAIL I." One of the attachments, titled "13 yo mouthful", shows an adult male ejaculating into the mouth of what appeared to be an approximately 7-9 year old female. Another attachment, titled "17", shows what appeared to be an approximately 6-8 year old female remove her panties. An adult male then performs oral sex on her and then rubs his penis against her labia. The email

⁹ A ".zip" file is a file type or extension in which multiple files and/or file folders are compressed into a single, smaller file. The use of ".zip" files enables more efficient storage and transmission of files containing large amounts of data.

header information and the Yahoo! IP history logs showed that this email was sent from one of the OFFICE IP ADDRESSES.

24. On December 6, 2013, at 2:09 p.m. CST, an email message which contained two attachments was sent from "kim david5582@yahoo.com" to "EMAIL I." The message stated, "try this." The first attachment was a video file, titled "038aa62b922de887579f84a6690f2752", which showed what appeared to be an approximately 11-13 year old female performing oral sex on an adult male. The second attachment, titled "VIDEO_108", shows what appeared to be an approximately 10-12 year old female licking an adult male's penis. The email header information and the Yahoo IP history logs showed that this email was sent from one of the OFFICE IP ADDRESSES.

25. On January 6, 2014, at 1:07 p.m. CST, an email message which contained at least five attachments was sent from "kim david5582@yahoo.com" to "EMAIL J." The message stated, "here now send me some." Four of the attachments were image files which showed the following: what appeared to be an approximately 10-12 year old female performing oral sex on an approximately 12-14 year old male; what appeared to be an approximately 7-9 year old female lying on her back and raising her legs in the air displaying her genitals; what appeared to be an approximately 8-10 year old female lying on her back with her panties around her ankles and her knees spread apart displaying her genitals; and what appeared to be an approximately 7-9 year old female lying on her back with her knees spread apart displaying her genitals. Also included in the email was a video attachment,

titled "01", which showed what appeared to be a naked juvenile male, approximately 9-11 years old, being massaged and masturbated by an adult male. The email header information and the Yahoo IP history logs showed that this email was sent from one of the OFFICE IP ADDRESSES.

Search of Elgin Residence and Office

26. As noted above, on or about March 13, 2014, a federal search warrant was executed at KEITH FARNHAM's residence and office, both in Elgin, Illinois. When the search warrant was executed at KEITH FARNHAM's residence, KEITH FARNHAM was present at the residence.

27. During the execution of the search warrants, HSI agents seized multiple computers, storage media, and electronic devices from KEITH FARNHAM's office and residence. Forensic examination was completed by HSI agents on these devices and several of the items seized have been found to contain images or videos containing child pornography, as well as remnants¹⁰ of the email address "kimdavid5582@yahoo.com", which is known to be involved in the distribution of child pornography as described above.

28. One of the computers located at KEITH FARNHAM's office was an HP Compaq Elite 8300 computer tower, bearing serial number MXL32109Z6, upon which was a barcode sticker labeled "PROPERTY OF THE STATE OF ILLINOIS HOUSE OF REPRESENTATIVES, 62647." The tower contained a Western Digital

¹⁰ File remnants are portions of computer files that remain in the allocated or unallocated space on a computer's hard drive, which can occur when a file is opened, modified, or accessed.

500 GB hard drive, model WD5000AAKX – 60U6AAO, bearing serial number WCC3EEN50884. According to the label on the hard drive, the hard drive was manufactured in Thailand.

29. A search of the Western Digital hard drive revealed copies of the “Pia 8 yo Daddy fondles her pussy” and “Nena 9 yo Nice long” video files described above in paragraph 14. The files were both found in the “Downloads” folder on the computer hard drive. Forensic analysis revealed that both files were accessed on August 15, 2013.

CONCLUSION

30. Based on the foregoing facts, your Affiant respectfully submits that there is probable cause to believe that on March 13, 2014, KEITH FARNHAM knowingly possessed a computer that contained an image of child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), and such image having been produced using materials that have been mailed, shipped, and transported in and affecting interstate and foreign commerce, in violation of Title 18, United States Code, Section 2252A(a)(5)(B).

FURTHER AFFIANT SAYETH NOT.

Joseph Busscher
Special Agent
Homeland Security Investigations

SUBSCRIBED AND SWORN to before me on April 28, 2014.

JEFFREY T. GILBERT
United States Magistrate Judge