

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

| | | |
|-------------------------------------|---|---|
| UNITED STATES OF AMERICA |) | |
| |) | No. |
| |) | |
| v. |) | Violations: Title 18, United States Code, |
| |) | Sections 2251(a), 2252A(a)(1) and |
| |) | 2252A(a)(5)(b) |
| |) | |
| MARK BARRETO |) | <u>INDICTMENT</u> |
| also known as "got2party@gmail.com" |) | |
| and "happyoneforme@yahoo.com" |) | |

COUNT ONE

The SPECIAL AUGUST 2012 GRAND JURY charges:

Between in or about February 2012 and in or about July 2012, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

MARK BARRETO,
also known as "got2party@gmail.com" and "happyoneforme@yahoo.com,"
defendant herein, did knowingly employ, use, persuade, induce, entice, and coerce a minor, namely, Victim A, to engage in sexually explicit conduct, namely, manipulation of the minor's genitalia, for the purpose of producing a visual depiction of such conduct, which visual depiction defendant knew and had reason to know would be transported and transmitted using any means and facility of interstate commerce;

In violation of Title 18, United States Code, Section 2251(a).

COUNT TWO

The SPECIAL AUGUST 2012 GRAND JURY further charges:

Between in or about June 2012 and in or about July 2012, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

MARK BARRETO,
also known as “got2party@gmail.com” and “happyoneforme@yahoo.com,”

defendant herein, did knowingly employ, use, persuade, induce, entice, and coerce a minor, namely, Victim B, to engage in sexually explicit conduct, namely, manipulation of the minor’s genitalia, for the purpose of producing a visual depiction of such conduct, which visual depiction defendant knew and had reason to know would be transported and transmitted using any means and facility of interstate commerce;

In violation of Title 18, United States Code, Section 2251(a).

COUNT THREE

The SPECIAL AUGUST 2012 GRAND JURY further charges:

On or about April 26, 2012, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

MARK BARRETO,
also known as "got2party@gmail.com" and "happyoneforme@yahoo.com,"

defendant herein, knowingly transported and caused to be transported, using a means and facility of interstate commerce, namely, the Internet, child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), namely, no fewer than three images, including an image titled "1303167571756.jpg."

In violation of Title 18, United States Code, Section 2252A(a)(1).

COUNT FOUR

The SPECIAL AUGUST 2012 GRAND JURY further charges:

On or about July 17, 2012, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

MARK BARRETO,
also known as "got2party@gmail.com" and "happyoneforme@yahoo.com,"

defendant herein, knowingly transported and caused to be transported, using a means and facility of interstate commerce, namely, the Internet, child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), namely, no fewer than twelve images, including an image titled "05.jpg;"

In violation of Title 18, United States Code, Section 2252A(a)(1).

COUNT FIVE

The SPECIAL AUGUST 2012 GRAND JURY further charges:

On or about July 18, 2012, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere,

MARK BARRETO,
also known as "got2party@gmail.com" and "happyoneforme@yahoo.com,"
defendant herein, knowingly transported and caused to be transported, using a means or facility of interstate commerce, namely, the Internet, child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), namely one movie file, titled "1.avi;"

In violation of Title 18, United States Code, Section 2252A(a)(1).

COUNT SIX

The SPECIAL AUGUST 2012 GRAND JURY further charges:

On or about October 30, 2012, at Chicago, in the Northern District of Illinois, Eastern Division,

MARK BARRETO,
also known as "got2party@gmail.com" and "happyoneforme@yahoo.com,"

defendant herein, knowingly possessed material, namely, an ACER laptop computer, serial number NUSGPAA0092271B4237600, that contained a Seagate Momentus 320GB hard drive, serial number W0V08B29, that contained an image of child pornography as defined in Title 18, United States Code, Section 2256(8)(A), such image having been shipped and transported using any means or facility of interstate commerce, and such image having been produced using materials that had been shipped and transported in and affecting interstate and foreign commerce by any means;

In violation of Title 18, United States Code, Section 2252A(a)(5)(B).

FORFEITURE ALLEGATION

The SPECIAL AUGUST 2012 GRAND JURY further alleges:

1. The allegations in Counts One through Eight of this Indictment are realleged here for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 2253.

2. As a result of his violations of Title 18, United States Code, Sections 2251 and 2252A as alleged in the foregoing Indictment,

MARK BARRETO,
also known as "got2party@gmail.com" and "happyoneforme@yahoo.com,"

defendant herein, shall forfeit to the United States any and all right, title and interest defendant has in any matter that contains visual depictions described in Title 18, United States Code, Sections 2251 and 2252A; and any and all property used or intended to be used in any manner or part to commit and to promote the commission of the said violations, including, but not limited to, one ACER laptop computer, serial number NUSGPAA0092271B4237600 and Seagate Momentus 320GB hard drive, serial number W0V08B29;

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

A TRUE BILL:

FOREPERSON

UNITED STATES ATTORNEY