

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA

v.

FRANK J. BOGNAR

:  
: Hon. Lois H. Goodman  
:  
: Mag. No. 12-4505 (LHG)  
:  
: **CRIMINAL COMPLAINT**

I, Jeffrey David Calandra, being duly sworn, state the following is true and correct to the best of my knowledge and belief:

**SEE ATTACHMENT A**

I further state that I am a Special Agent with the Federal Bureau of Investigation, and that this Complaint is based on the following facts:

**SEE ATTACHMENT B**

continued on the attached pages and made a part hereof.



Jeffrey David Calandra, Special Agent  
Federal Bureau of Investigation

Sworn to before me and subscribed in my presence,

February 9, 2012

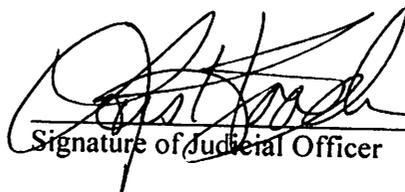
Date

at

Trenton, New Jersey

City and State

Honorable Lois H. Goodman  
United States Magistrate Judge  
Name and Title of Judicial Officer



Signature of Judicial Officer

**ATTACHMENT A**

On or about October 27, 2011, in Ocean County, in the District of New Jersey, and elsewhere, defendant

FRANK J. BOGNAR

did knowingly distribute at least three images of child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), which images were mailed and, using any means and facility of interstate and foreign commerce, shipped and transported in and affecting interstate and foreign commerce by any means, including by computer.

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

**ATTACHMENT B**

I, Jeffrey David Calandra, am a Special Agent with the Federal Bureau of Investigation ("FBI"). I have knowledge of the facts set forth below as a result of my participation in this investigation as well as from my review of reports from, and discussions with, other law enforcement personnel. Where statements of others are related herein, they are related in substance and part. Because this complaint is being submitted for a limited purpose, I have not set forth each and every fact that I know concerning this investigation. Where I assert that an event took place on a particular date, I am asserting that it took place on or about the date alleged.

1. Starting at least on or about October 27, 2011, an FBI Special Agent accessed a publicly available peer-to-peer file sharing ("P2P") network on the Internet using an undercover name. The undercover agent determined that an individual was logged on with a particular username ("JOHN DOE"), using a specific Internet Protocol Address ("IP Address") registered to a particular street address in Jackson, New Jersey ("Jackson Address"). During a chat session on the P2P network with the undercover agent, JOHN DOE discussed sharing child pornography and provided the undercover agent access to all of JOHN DOE's shared files on the network, making the files available for downloading by, and thereby distributing to, the undercover agent. The undercover agent determined that JOHN DOE had images and video files depicting child pornography in JOHN DOE's shared directories on the P2P network. The undercover agent then downloaded child pornography images from JOHN DOE. Three of the files downloaded from JOHN DOE had filenames and descriptions as follows:

<b>FILENAME</b>	<b>DESCRIPTION</b>
dcp01521.jpg	This image appears to depict a naked prepubescent Caucasian girl. The child's face is not visible in the photo. The child is lying on her back on top of a white towel with her legs spread open exposing her vagina. The left hand of an adult male is pressing his erect penis into the child's vagina. A portion of the adult's right leg is visible underneath the child's left leg. There is a white milky substance on the child's stomach and oozing out of her vagina. In the lower right corner of the image are the following orange numbers "4.29.2000." The image is taken from the perspective of an individual looking down at the child's vagina.

FILENAME	DESCRIPTION
Felisha_and_mom.jpg	This image appears to depict a naked prepubescent Caucasian girl with brown hair. The child is lying with her legs spread open exposing her vagina, on top of a naked adult female. The adult on the bottom also has her own legs spread open and is exposing her vagina and breasts. The adult's hands are placed on top of the child's chest, facing the child towards the ceiling. The adult is lying on top of a bed with green sheets. In the lower right corner of the image are the following orange numbers "6.10.2000." The image is taken from the perspective of an individual looking at both females.
Felisha's_8yro_pus (2).jpg	This image appears to depict a naked prepubescent Caucasian girl. The child's legs are spread open exposing her vagina. The image shows only the child's vagina and buttocks. In the lower right corner of the image are the following orange numbers "4.29.2000."

2. Surveillance, a public records search, and other investigation, led law enforcement officers to determine that FRANK J. BOGNAR lives at the Jackson Address.

3. On or about February 9, 2012, law enforcement officers executed a search warrant at FRANK J. BOGNAR's home at the Jackson Address. Law enforcement officers seized at least one desktop computer from what was determined to be FRANK J. BOGNAR's bedroom. Law enforcement officers at the scene determined that this computer contained images and videos depicting child pornography, and, specifically, that this computer contained the images of child pornography listed in the chart in Paragraph 1, above.

4. The IP Address was controlled by Optimum Online High Speed Internet Service / Cablevision Systems ("Cablevision"), an Internet service provider. FBI agents have determined that the only Cablevision Internet connection at the Jackson Address is a connection in FRANK J. BOGNAR's bedroom. The other residents of the Jackson Address use a different Internet service provider to access the Internet.