

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA

Crim. No. 08-625 (WHW)

v.

MAKSYM SHYINKARENKO,

18 U.S.C. §§ 2251, 2252A,
1956, and 2

a/k/a "Maksim Shinkarenko,"

a/k/a "Maksim Shynkarenko,"

a/k/a "Maxim Shinkarenko,"

a/k/a "Maksim Sergeevich
Shinkarenko,"

a/k/a "Kotov,"

a/k/a "Deep,"

a/k/a "+ 1,"

a/k/a "kotmax,"

a/k/a "kotmaxkiev"

I N D I C T M E N T

The Grand Jury in and for the District of New Jersey,
sitting at Newark, charges:

COUNT ONE

(Conspiracy to Transport and Ship Child Pornography)

1. At all times relevant to this Indictment,

a. defendant MAKSYM SHYINKARENKO, a/k/a "Maksim Shinkarenko," a/k/a "Maksim Shynkarenko," a/k/a "Maxim Shinkarenko," a/k/a "Maksim Sergeevich Shinkarenko," a/k/a "Kotov," a/k/a "Deep," a/k/a "+ 1," a/k/a "kotmax," a/k/a "kotmaxkiev" (hereinafter "SHYINKARENKO"), was a resident of Ukraine.

b. CO-CONSPIRATOR 1 was a resident of Ukraine.

c. CO-CONSPIRATOR 2 was a resident of Ukraine.

d. CO-CONSPIRATOR 3 was a resident of Russia.

Certified as a true copy of
This Date: 9/16/08
By: [Signature]
() Clerk
(x) Deputy

The Conspiracy

2. During the period from at least as early as in or about December 2003 through in or about July 2008, in the District of New Jersey, and elsewhere, defendant

MAKSYM SHYINKARENKO,
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a/k/a "Maksim Shynkarenko,"
a/k/a "Maxim Shinkarenko,"
a/k/a "Maksim Sergeevich Shinkarenko,"
a/k/a "Kotov,"
a/k/a "Deep,"
a/k/a "+ 1,"
a/k/a "kotmax,"
a/k/a "kotmaxkiev"

did knowingly conspire and agree with CO-CONSPIRATOR 1, CO-CONSPIRATOR 2, CO-CONSPIRATOR 3, and others to transport and ship in interstate and foreign commerce by any means, including by computer, child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), contrary to Title 18, United States Code, Section 2252A(a)(1).

The Object of the Conspiracy

3. The object of the conspiracy was for SHYINKARENKO and his co-conspirators to operate Internet websites containing images and videos of child pornography and sell access to these websites to customers around the world.

The Manner and Means of the Conspiracy

4. It was part of the conspiracy that SHYINKARENKO, CO-CONSPIRATOR 1, CO-CONSPIRATOR 2, and others operated a two-tier system of child pornography websites remotely from Ukraine and other locations. The first tier consisted of a group of websites (hereinafter referred to as the "Child Pornography Advertising

Websites") that displayed samples of child pornography, and that served to advertise and provide access to the second tier of websites. The second tier of websites (hereinafter referred to as the "Child Pornography Websites") provided access to voluminous images and videos of child pornography that Internet customers located in New Jersey and elsewhere paid to access.

5. It was further part of the conspiracy that the first tier Child Pornography Advertising Websites maintained by SHYNKARENKO and his co-conspirators included, but were not limited to:

- a. "Illegal.CP," available via the Internet at a specific Universal Resource Locator (hereinafter "URL");
- b. "The Sick Child Room," available via the Internet at a specific URL;
- c. "Hottest Childporn Garden," available via the Internet at a specific URL;
- d. "Real Child Porno," available via the Internet at a specific URL;
- e. "Illegal.CP," available via the Internet at a specific URL;
- f. "Children Porno," available via the Internet at a specific URL;
- g. "CP City 2007," available via the Internet at a specific URL;
- h. "Illegal.CP," available via the Internet at a specific URL;

- i. "Illegal.CP," available via the Internet at a specific URL;
- k. "Pedo Heaven," available via the Internet at a specific URL;
- l. "Dirty Nymphets," available via the Internet at a specific URL;
- m. "World Famous Childporn Video" available via the Internet at a specific URL; and
- n. "Hottest Childporn Garden," available via the Internet at a specific URL.

6. It was further part of the conspiracy that the second tier Child Pornography Websites maintained by SHYINKARENKO and his co-conspirators included, but were not limited to:

- a. the "Hualama" Website, available via the Internet at a specific URL; and
- b. the "Ciampics" Website available via the Internet at a specific URL.

7. It was further part of the conspiracy that SHYINKARENKO, CO-CONSPIRATOR 1, CO-CONSPIRATOR 2, and others set up the Child Pornography Advertising Websites to prompt individuals seeking to purchase access to images and videos of child pornography to enter their personal information, including their name, address, email address, and a proposed login and password on a "Join Page."

8. It was further part of the conspiracy that the Child Pornography Advertising Websites prompted the purchaser to enter the purchaser's credit card information to pay for access to the

Child Pornography Websites. In the alternative, certain of the Child Pornography Advertising Websites also provided for payment by other means, including wire transfer through Western Union or payment through E-Gold, an Internet-based money transfer system.

9. It was further part of the conspiracy that after obtaining personal and credit card or payment information from prospective customers, SHYINKARENKO, CO-CONSPIRATOR 1, CO-CONSPIRATOR 2, CO-CONSPIRATOR 3, and others ran a series of internal checks on the credit card before approving the transaction. If a transaction was approved, or payment was otherwise received, the purchaser was sent an e-mail containing a password and username that enabled the purchaser to access the images and videos of child pornography available through the Child Pornography Websites for a specified period of time. That e-mail also included URLs, such as the "Hualama" Website's URL, through which a purchaser could access the images and videos of child pornography. The services of e-mail providers, including e-mail providers located in the United States, were used to send the e-mail notices to the purchasers.

10. It was further part of the conspiracy that SHYINKARENKO, CO-CONSPIRATOR 1, CO-CONSPIRATOR 2, CO-CONSPIRATOR 3, and others used fictitious merchant names when processing the credit card transactions in order to disguise the true nature of the transaction and conceal their activities from major credit card associations and others. In addition, they set up sham websites under these fictitious merchant names that purported to offer legitimate goods for sale. No products, however, were available

for sale via the sham websites.

11. In furtherance of the conspiracy and to effect its objectives, the following acts were committed in the District of New Jersey and elsewhere:

a. In or about October 2005, SHYMKARENKO and his co-conspirators provided access to images and videos of child pornography through the "Hualama" Website to a purchaser located in New Jersey, who purchased such access through the website "Illegal.CP," available via the Internet at a specific URL;

b. In or about January 2006, SHYMKARENKO and his co-conspirators provided access to images and videos of child pornography through the "Hualama" Website to a purchaser located in New Jersey, who purchased such access through the website "Children Porno," available via the Internet at a specific URL.

c. In or about December 2007, SHYMKARENKO and his co-conspirators provided access to images and videos of child pornography through the "Ciampics" Website to a purchaser located in New Jersey, who purchased such access through the website Illegal.CP, available via the Internet at a specific URL.

d. In or about March 2008, SHYMKARENKO and his co-conspirators provided access to images and videos of child pornography through the "Ciampics" Website to a purchaser located in New Jersey, who purchased such access through the website "Pedo Heaven," available via the Internet at a specific URL.

All in violation of Title 18, United States Code, Section 2252A(b)(1).

COUNTS TWO THROUGH SEVENTEEN

(Transportation and Shipment of Child Pornography)

1. Paragraphs 1 and 3 through 11 of Count One are realleged and incorporated as if fully set forth herein.

2. In or about the time periods set forth below, in the District of New Jersey, and elsewhere, defendant

MAKSYM SHYNKARENKO,
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a/k/a "Kotov,"
a/k/a "Deep,"
a/k/a "+ 1,"
a/k/a "kotmax,"
a/k/a "kotmaxkiev"

did knowingly transport and ship in interstate and foreign commerce by any means, including by computer, to individuals in New Jersey, as set forth below, child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), each constituting a separate Count of this Indictment:

Two	October 2005	Hualama
Three	October 2005	Illegal.CP
Four	December 2005	Illegal.CP
Five	January 2006	Children Porno
Six	February 2006	Sick Child Room
Seven	February 2006	Real Child Porno
Eight	March 2006	Hottest Childporn Garden
Nine	February 2007	CP City 2007
Ten	December 2007	Ciampics

Eleven	December 2007	Illegal.CP
Twelve	March 2008	Ciampics
Thirteen	March 2008	Pedo Heaven
Fourteen	May 2008	Illegal.CP
Fifteen	May 2008	Dirty Nymphets
Sixteen	May 2008	World Famous Childporn Video
Seventeen	May 2008	Hottest Childporn Garden

In violation of Title 18, United States Code, Sections
2252A(a) (1) and 2.

COUNT EIGHTEEN

(Conspiracy to Advertise Child Pornography)

1. Paragraphs 1 and 3 through 11 of Count One are realleged and incorporated as if fully set forth herein.

2. From at least as early as October 2005 through in or about July 2008, in the District of New Jersey, and elsewhere, defendant

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a/k/a "Kotov,"
a/k/a "Deep,"
a/k/a "+ 1,"
a/k/a "kotmax,"
a/k/a "kotmaxkiev"

did knowingly and willfully conspire and agree with CO-CONSPIRATOR 1, CO-CONSPIRATOR 2, and others, to make, print and publish, and cause to be made, printed and published, notices and advertisements seeking and offering to receive, exchange, buy, produce, display, distribute, and reproduce visual depictions, the production of which involved the use of minors engaging in sexually explicit conduct, as defined in Title 18, United States Code, Section 2256(2), such visual depictions were of such conduct, and such notices and advertisements were transported in interstate and foreign commerce by computer, contrary to Title 18, United States Code, Section 2251(d)(1)(A).

3. In furtherance of the conspiracy and to effect its objectives, the following acts were committed in the District of New Jersey and elsewhere:

a. In or around October 2005, SHYNKARENKO and his-co-conspirators advertised images and videos of minors engaging in sexually explicit conduct on the website "Illegal.CP," available via the Internet to individuals in New Jersey and elsewhere at a specific URL.

b. In or around February 2006, SHYNKARENKO and his co-conspirators advertised images and videos of minors engaging in sexually explicit conduct on the website "Real Child Porno" available via the Internet to individuals in New Jersey and elsewhere at a specific URL.

c. In or about December 2007, SHYNKARENKO and his co-conspirators advertised images and videos of minors engaging in sexually explicit conduct on the website "Illegal.CP," available via the Internet to individuals in New Jersey and elsewhere at a specific URL.

d. In or about May 2008, SHYNKARENKO and his co-conspirators advertised images and videos of minors engaging in sexually explicit conduct at the website "Dirty Nymphets" available via the Internet to individuals in New Jersey and elsewhere at a specific URL.

All in violation of Title 18, United States Code, Section 2251(e).

COUNTS NINETEEN THROUGH THIRTY

(Advertising Child Pornography)

1. Paragraphs 1 and 3 through 11 of Count One, and paragraph 3 of Count 18 are realleged and incorporated by reference as if set forth in full detail herein.

2. In or about the time periods set forth below, in the District of New Jersey, and elsewhere, defendant

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a/k/a "Kotov,"
a/k/a "Deep,"
a/k/a "+ 1,"
a/k/a "kotmax,"
a/k/a "kotmaxkiev"

did knowingly make, print and publish, and cause to be made, printed and published, a notice and advertisement, specifically Internet websites seeking and offering to receive, exchange, buy, produce, display, distribute, and reproduce any visual depiction, the production of which involved the use of a minor engaging in sexually explicit conduct, as defined in Title 18, United States Code, Section 2256(2), and such visual depiction was of such conduct, and such notices and advertisements were transported in interstate and foreign commerce by computer, each representing a separate Count of this Indictment:

Nineteen	October 2005	Illegal.CP
Twenty	December 2005	Illegal.CP

Twenty-One	January 2006	Children Porno
Twenty-Two	February 2006	Sick Child Room
Twenty-Three	February 2006	Real Child Porno
Twenty-Four	March 2006	Hottest Childporn Garden
Twenty-Five	February 2007	CP City 2007
Twenty-Six	December 2007	Illegal.CP
Twenty-Seven	March 2008	Pedo Heaven
Twenty-Eight	May 2008	Illegal.CP
Twenty-Nine	May 2008	Dirty Nymphets
Thirty	May 2008	World Famous Childporn Video

In violation of Title 18, United States Code, Sections 2251(d)(1)(A) and 2.

COUNT THIRTY-ONE

(Child Exploitation Enterprise)

1. Paragraphs 1 and 3 through 11 of Count One and paragraph 3 of Count 18 are realleged and incorporated by reference as if set forth in full detail herein.

2. From in or about August 2006 through in or about July 2008, in the District of New Jersey, and elsewhere, defendant

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did knowingly engage in a child exploitation enterprise, that is, he committed and aided in the commission of a series of felony violations, namely violations of Title 18, United States Code, Sections 2251 and 2252A, which constituted three or more separate incidents, involved more than one victim, and which were committed in concert with three or more other persons.

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

COUNT THIRTY-TWO

(Money Laundering Conspiracy)

1. Paragraphs 1 and 3 through 11 of Count One and paragraph 3 of Count 18 are realleged and incorporated by reference as if set forth in full detail herein.

2. From at least as early as December 2003 through in or about July 2008, in the District of New Jersey, and elsewhere, defendant

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knowing that the property involved in the financial transactions represented the proceeds of some form of unlawful activity, namely, the transportation and shipment of images and videos of child pornography and the advertisement of images of minors engaged in sexually explicit conduct, knowing that the transactions were designed in whole or in part to conceal and disguise the nature, location, source, ownership, and control of the proceeds of specified unlawful activity, did knowingly conspire and agree with CO-CONSPIRATOR 1, CO-CONSPIRATOR 2, CO-CONSPIRATOR 3, and others, to conduct financial transactions affecting interstate and foreign commerce which in fact involved the proceeds of the specified unlawful activity, specifically the

transfer, delivery, and other disposition of United States currency in excess of \$300,000, contrary to Title 18, United States Code, Section 1956(a)(1)(B)(i).

The Object of the Conspiracy

3. The object of the conspiracy was for SHYMKARENKO and his co-conspirators to obtain the proceeds from the operation of the Child Pornography Websites and Child Pornography Advertising Websites described in Count One and elsewhere in this Indictment, and distribute those proceeds, disguised as legitimate earnings, to himself and other members of the conspiracy.

The Manner and Means of the Conspiracy

4. It was part of the conspiracy that SHYMKARENKO, CO-CONSPIRATOR 1, CO-CONSPIRATOR 2, CO-CONSPIRATOR 3, and others, obtained the services of credit-card processing companies including, but not limited to, Share-it/Digital River, CC Now/Digital River, Cardservice International, 2Checkout.com, and Forcetrionix (collectively the "Credit Card Processors"), in order to process online credit card transactions for the sale of access to the images and videos of child pornography available through the Child Pornography Websites, as described in Counts One through Count Thirty-One.

5. Specifically, it was further part of the conspiracy that SHYMKARENKO, CO-CONSPIRATOR 1, CO-CONSPIRATOR 2, CO-CONSPIRATOR 3, and others, used the services of the Credit Card Processors to receive payments from individuals located in New Jersey and elsewhere in the United States and throughout the world for the purchase of access to websites containing child pornography.

SHYNKARENKO and his co-conspirators used various methods to conceal the fact that they were on-line purveyors of child pornography when conducting these transactions, including the use of fictitious merchant names, and thereby concealed their activities from major credit card associations, law enforcement and others.

6. It was further part of the conspiracy that after purchasers used credit cards to purchase access to the images and videos available through the Child Pornography Websites, as described in this Indictment, the funds obtained from these transactions were deposited in numerous bank accounts located in the United States, including New Jersey, Latvia, Estonia, and Ukraine, among other places.

7. It was further part of the conspiracy that SHYNKARENKO, CO-CONSPIRATOR 1, and CO-CONSPIRATOR 2 thereafter directed CO-CONSPIRATOR 3 and others to wire-transfer the proceeds to various accounts so that the members of the conspiracy could obtain the proceeds.

8. In furtherance of the conspiracy and to effect its objectives, the following acts were committed in the District of New Jersey and elsewhere:

a. In or around September 2004, CO-CONSPIRATOR 3 wire-transferred approximately \$7,600 that had been deposited in a bank account located in New Jersey, and which represented the proceeds from the sale of images and videos of child pornography available through the Child Pornography Websites as described in this Indictment, to accounts owned by SHYNKARENKO and his-co-

conspirators.

b. In or around March 2005, CO-CONSPIRATOR 3 wire-transferred approximately \$2,300 that had been deposited in a bank account located in Illinois and which represented the proceeds from the sale of images and videos of child pornography available through the Child Pornography Websites as described in this Indictment, to accounts owned by SHYNKARENKO and his-co-conspirators.

c. In or around May 2005, CO-CONSPIRATOR 3 wire-transferred approximately \$1,900 that had been deposited in a bank account located in Illinois and which represented the proceeds from the sale of images and videos of child pornography available through the Child Pornography Websites as described in this Indictment, to accounts owned by SHYNKARENKO and his-co-conspirators.

In violation of Title 18, United States Code, Section 1956(h).

A TRUE BILL _____

Christopher J. Christie
CHRISTOPHER J. CHRISTIE
United States Attorney

CASE NUMBER: DS-625

**United States District Court
District of New Jersey**

UNITED STATES OF AMERICA

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INDICTMENT FOR

18 U.S.C. §§ 2251, 2252A, 1956, and 2

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