UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA	:	Mag. No. 15-3098 (JBC)
	:	
v.	:	Hon. James B. Clark, III
	:	
GREGORY J. AKER	:	**CRIMINAL COMPLAINT**

I, Amy Veivia, 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 page and made a part hereof.

Amy Veivia, Special Agent
Federal Bureau of Investigation

Sworn to before me and subscribed in my presence,

March 4, 2015 — at — Newark, New Jersey
Date — City and State

Honorable James B. Clark, III
United States Magistrate Judge
Name and Title of Judicial Officer

Signature of Judicial Officer

ATTACHMENT A

On or about February 22, 2014, in Union County, in the District of New Jersey, and elsewhere, defendant

GREGORY J. AKER

did knowingly possess material that contained at least three images of child pornography, as defined in Title 18, United States Code, Section 2256(8), which images had been mailed, shipped, and transported using any means or facility of interstate and foreign commerce and in and affecting interstate and foreign commerce by any means, including by computer, and that were produced using materials that had been mailed, and shipped and transported in and affecting interstate and foreign commerce by any means, including by computer.

In violation of Title 18, United States Code, Sections 2252A(a)(5)(B) and 2.

ATTACHMENT B

I, Amy Veivia, a Special Agent with the Federal Bureau of Investigation ("FBI"), Newark Division, have knowledge of the following facts based upon both my investigation and discussions with other law enforcement personnel and others. Because this affidavit is being submitted for the sole purpose of establishing probable cause to support the issuance of a complaint, I have not included each and every fact known to the government concerning this matter. Where statements of others are set forth herein, these statements are related in substance and in part. 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.

Background

1. At all times relevant to this Complaint, defendant GREGORY AKER ("AKER") resided in Linden, New Jersey.

2. At all times relevant to this Complaint, AKER was a leader with a boys youth organization and also served as a religious education teacher at his church.

The Investigation

3. On or about February 22, 2014, AKER was arrested by the Linden Police Department for sexual assault and endangering the welfare of two minor children. Subsequent to that arrest, law enforcement lawfully obtained from AKER's residence multiple computers and electronic storage media belonging to AKER. The computers and electronic storage media contained approximately 1,240 images and 43 videos of child pornography, including images of prepubescent children being sexually abused.

4. Two of the 1,240 images and 1 of the 43 videos located on the computers and electronic storage media belonging to AKER are described in detail below:

File Name: [MB]Jay 4yo 001a.avi	This video is 5 minutes and 1 second in duration. There is a pre-pubescent Caucasian boy laying on a gray or blue towel/blanket. Only the upper thighs, penis, and lower stomach of the boy are visible. Also depicted is what appears to be an adult penis. The adult penis appears to be erect and is rubbing up and down on the boy's testicles and penis. At approximately 2 minutes and 56 seconds into the video the adult ejaculates on the pre-pubescent boy's penis, stomach and hand. After ejaculating the adult continues to rub up and down on the boy's penis. At approximately 3 minutes and 50 seconds into the video the camera zooms in on the adult penis and boy's penis. The camera then pans up the boy's torso showing the ejaculate on the boy's torso and on what appears to be a red shirt which is pulled up on the boy's torso. The camera then pans back down focusing on both the adult penis and the pre-pubescent penis.

File Name: 15.jpg	This image appears to depict a pre-pubescent naked boy who appears to be between six (6) and eight (8) years of age. He has olive colored skin and dark hair. He is kneeling on what appears to be a blanket or sheet, royal blue in color. Visible under the groin area of the boy is the face of what appears to be a boy of similar age. Only the face of the second boy is visible. The naked boy's penis is resting on the cheek of the second boy.
File Name: ass.jpg	This image appears to depict a naked Caucasian boy on a green sheet. His face is resting on the sheet; he is on his knees with his buttocks in the air. What appears to be an adult male is behind him with his penis exposed. The adult male has auburn colored pubic and stomach hair. The adult male is holding his penis, which appears to be erect, between the buttocks of the boy and the adult's thumb is near the anal area of the boy.

5. Based upon my education, training and experience, and my discussions with other law enforcement officers, and to the best of my knowledge, the images described in paragraph 4 above traveled in interstate commerce and were produced using materials that were mailed and shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, that is, the images were downloaded from and transmitted via the Internet.