

Approved: John P. Collins, Jr.
JOHN P. COLLINS, JR.
Assistant United States Attorney

Before: HONORABLE PAUL E. DAVISON
United States Magistrate Judge
Southern District of New York

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: COMPLAINT
UNITED STATES OF AMERICA
- v. -
LYLE KAMLET,
Defendant.
: Violation of
18 U.S.C. Section
: 2252A(a)(2)(B),
2252A(a)(2)(b)(1),
: 2252A(a)(5)(B)&(b)(2)
: COUNTY OF OFFENSE:
WESTCHESTER

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SOUTHERN DISTRICT OF NEW YORK, ss.:

CLAUDEL CHERY, being duly sworn, deposes and says that he is a Postal Inspector with the United States Postal Inspection Service ("USPIS"), and charges as follows:

COUNT ONE

1. From in or about 2008 through in or about 2010, in the Southern District of New York and elsewhere, LYLE KAMLET, the defendant, knowingly received material containing child pornography that had been mailed, and using means and facilities of interstate and foreign commerce shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, to wit, KAMLET received DVDs, that were delivered by the United States Postal Service to addresses in Westchester County, which contained images and videos of child pornography.

(Title 18, United States Code, Sections 2252A(a)(2)(B) and (b)(1).)

COUNT TWO

2. On or about May 22, 2013, in the Southern District of New York, LYLE KAMLET, the defendant, knowingly possessed a book, magazine, periodical, film, videotape, computer disk, and other material that contained an image of child pornography that had been mailed, shipped and transported using a means and facility of interstate and foreign commerce and in and affecting interstate and foreign commerce by any means, including by computer, to wit, KAMLET possessed in his residence in Mount Vernon, New York images and videos of child pornography on DVDs that had been mailed.

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

The bases for my knowledge and for the foregoing charges are, in part, as follows:

3. I am a Postal Inspector with the United States Postal Inspection Service ("USPIS"). I am familiar with the information contained in this Complaint based on my own personal participation in the investigation, conversations I have had with other law enforcement officers who have also participated in the investigation, my review of documents and reports, my training and experience, and numerous discussions I have had with other law enforcement personnel concerning the creation, distribution, and proliferation of child pornography. Because this Complaint is being submitted for the limited purpose of establishing probable cause, I have not included the details of every aspect of the investigation. Where actions, conversations, statements of others, and contents of documents, are related herein, they are related in substance and in part, except where otherwise indicated.

DEFINITIONS

4. The following terms have the indicated meaning in this Complaint:

a. The term "minor," "sexually explicit conduct," and "visual depiction," as used herein, are defined as set forth in Title 18, United States Code, Section 2256.

b. The term "child pornography," as used herein, is a visual depiction of a minor involved in sexually

explicit conduct as defined in Title 18, United States Code, Section 2256(8)(A).

THE INVESTIGATION

5. On or about May 1, 2011, law enforcement officials in another country conducted a search of the premises occupied by a movie production company (the "production company") located in Canada. These law enforcement officials seized hundreds of DVD movies, many of which included child pornography. These law enforcement officials also seized an electronic database (the "Database") that contained customer names and addresses, as well as information on products ordered from the production company by those customers.

6. Another Postal Inspector has provided me with records from the Database that show that LYLE KAMLET, the defendant, purchased 23 DVDs from in or about November 13, 2008 through in or about July 23, 2010:

- a. On or about June 5, 2009, LYLE KAMLET, the defendant, purchased five DVDs including a DVD titled "Boy Fights XXVI: Buddy Brawl". The invoice indicates that KAMLET paid \$206.55 (including shipping) for the five DVDs and provided as a billing address, the address of his residence. KAMLET requested that the DVDs be mailed to him at an address where he then worked as a teacher - a school in Mamaroneck, New York. He also listed his work e-mail address as the contact e-mail address.
- b. On or about July 23, 2010, LYLE KAMLET, the defendant, purchased three DVDs: "Cutting Room Floor [4-disc]"; "Sticky Quadwiggles: Boy Fights XXIII"; and "Skate Brats". The invoice indicates that KAMLET paid \$138.60 (including shipping) for the three DVDs and provided as a billing address, the address of his residence. He also listed his work e-mail address as the contact e-mail address. The invoice states that the shipping method is: "USPS First Class Mail (2 to 4 days) + Padded Mailer."

7. On the morning of May 22, 2013, I, along with other law enforcement agents, traveled to the residence of LYLE

KAMLET, the defendant, in Mount Vernon, New York to execute a court authorized search warrant.

8. During the search of his residence, among other videos, agents seized "Boy Fights XXVI: Buddy Brawl"; "Cutting Room Floor [4-disc]"; "Sticky Quadwiggles: Boy Fights XXIII"; and "Skate Brats" (the "seized DVDs").¹

9. I have personally reviewed the seized DVDs and determined that:

a. "Cutting Room Floor" consists of four DVDs, including:

DVD 4: This movie shows three boys appearing to be between the ages of 10 and 14 removing all their clothing and exposing their genitals in clear view of the camera. While their genitalia is exposed, the boys perform gymnastics on an air mattress. Later, while their genitalia is still exposed, they (a) walk around naked in oversize mens' shirts; (b) ride bicycles; (c) pillow fight each other; (d) wrestle; and (e) clean the floors.

b. "Sticky Quadwiggles: Boy Fights XXIII" shows four young males who appear to be between the ages of 10 and 14 wearing nothing but their underwear playing in an inflatable pool. The boys wrestle with each other and then pull off each other's underwear, exposing their genitals in full view of the camera. One of the boys remains in his underwear. They continue wrestling while their genitalia is exposed. The boys subsequently squirt what appears to be baby oil at each other and rub the baby oil on each other. The boys then enter a bathtub together and stand so that their genitals are fully exposed to the camera.

c. "Skate Brats" initially shows boys who appear to be between the ages of 10 and 14, fully clothed, at an indoor ice rink. The boys later remove all of their clothing, and enter a sauna with their genitals exposed in plain view of

¹ At the beginning of its DVDs, the production company purports that its movies are an expression of "naturism."

the camera. After a few minutes the boys jump into a pool and take a shower. Following the shower, the boys eat snacks on a couch while remaining completely nude. They play a game of "Twister" completely nude with their genitals in full view. The boys then enter the sauna and beat each other's naked bodies with what appears to be a leafy part of a tree branch. One of the boys gives another a back massage. The boys then take showers together.

- d. "Boy Fights XXVI: Buddy Brawl" shows two boys who appear to be between the ages of 10 and 14 perform, while naked and their genitalia exposed, (a) pillow fights; (b) boxing; (c) wrestling; (d) wrestling after tying their hands behind their backs; (e) showering; (f) poses while wearing oversize mens' clothes; and (g) full frontal nudity while sitting on a mattress.

10. While other agents were searching his residence, I interviewed LYLE KAMLET, the defendant, at our office in the Bronx, New York. Among other things, KAMLET admitted to purchasing videos from the production company and having the orders delivered to him. KAMLET described the videos as his own personal "sexual preference".

11. In addition to the multiple DVDs discussed above in paragraph 9 that were recovered during a search of the defendant's apartment, agents found several 8mm home videos which appear to have been made by KAMLET, as he can be seen on the videos ("the home 8mm videos"). The home 8mm videos appear to contain videos of boys in locker rooms. During one of the home 8mm videos ("Video-1"), one of the boys is filmed from the back while naked. In another home 8mm video ("Video-2"), LYLE KAMLET, the defendant, is seen on camera appearing to adjust the view of the camera. While he is adjusting the camera angle, the sound of a shower is clearly audible in the background. Thereafter, it appears that the camera is filming a young boy taking off a wet swimsuit and dressing in cartoon character underwear. Throughout the time that the boy is changing, the camera angle captures the boy from the knee down. Another home 8mm video ("Video-3"), which appears to have been filmed in the same locker room as Video-2 shows a boy taking off his wet swimsuit and then his naked buttocks. This boy then changes

into, what appears to be, the same cartoon character underwear that the boy in Video-2 was wearing.

12. Agents also seized an envelope with an attached shipping label. Based upon my investigation, it appears that this envelope and the attached Canadian shipping label correspond to LYLE KAMLET's June 5, 2009 order from the production company that included the "Boy Fights XXVI: Buddy Brawl" DVD. The label is dated June 8, 2009. The address for the sender lists an address in Ontario, Canada that I am aware is an address for the production company. The label indicates that the package was mailed to KAMLET at a school in Mamaroneck, New York.

13. During the course of the investigation, I learned that, at least starting from the latter half of 2009, the production company used a "fulfillment center" in Westernville, New York. According to records from the Database, LYLE KAMLET, the defendant, placed two orders with the production company in July 2010 (including the order previously described in paragraph 6(b) above). During the search of the defendant's residence, agents recovered two opened packages with labels showing a return address in Westernville, New York.

WHEREFORE, the deponent respectfully requests that LYLE KAMLET, the defendant, be arrested and imprisoned or bailed, as the case may be.



CLAUDEL CHERY
Postal Inspector
United States Postal Inspector

Sworn to before me this
22 day of January, 2015.



THE HONORABLE PAUL E. DAVISON
UNITED STATES MAGISTRATE JUDGE
SOUTHERN DISTRICT OF NEW YORK