

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN

United States of America,

Plaintiff,

v.

Matthew D. Thomas,

Defendant.

Case:2:19-cr-20681

Judge: Cohn, Avern

MJ: Stafford, Elizabeth A.

Filed: 10-08-2019 At 04:02 PM

INDI USA VS THOMAS (DP)

VIO: 18 U.S.C. § 2251(a)

18 U.S.C. § 2252A(a)(1)

18 U.S.C. § 2252A(a)(5)(B)

INDICTMENT

THE GRAND JURY CHARGES:

GENERAL ALLEGATIONS

At all times relevant to this Indictment:

1. A girl, MV-1, whose identity is known to the Grand Jury, was a victim of the crimes alleged in Count One. MV-1 was and is a resident of the Eastern District of Michigan, and was born in 2013.
2. A girl, MV-2, whose identity is known to the Grand Jury, was a victim of the crimes alleged in Count Two. MV-2 was and is a resident of the Eastern District of Michigan, and was born in 2011.

COUNT ONE

Production of Child Pornography
18 U.S.C. § 2251(a)

From on or about November 1, 2018, through on or about August 17, 2019, both dates being approximate and inclusive, in the Eastern District of Michigan, the defendant, Matthew D. Thomas, did knowingly use, persuade, induce, entice, and coerce any minor, specifically, MV-1, to engage in any sexually explicit conduct for the purpose of producing any visual depiction of such conduct, knowing that such visual depiction would be transported and transmitted using any means or facility of interstate or foreign commerce or in or affecting interstate or foreign commerce, and the visual depiction was produced and transmitted using materials that have been mailed, shipped, and transported in or affecting interstate and foreign commerce by any means, including by computer, and such visual depiction has actually been transported or transmitted using any means or facility of interstate or foreign commerce or in or affecting interstate and foreign commerce; all in violation of 18 U.S.C. § 2251(a).

COUNT TWO

Production of Child Pornography
18 U.S.C. § 2251(a)

From on or about November 1, 2018, through on or about August 17, 2019, both dates being approximate and inclusive, in the Eastern District of Michigan, the defendant, Matthew D. Thomas, did knowingly use, persuade, induce, entice, and

coerce any minor, specifically, MV-2, to engage in sexually explicit conduct for the purpose of producing any visual depiction of such conduct, knowing that such visual depiction would be transported and transmitted using any means or facility of interstate or foreign commerce or in or affecting interstate or foreign commerce, and the visual depiction was produced and transmitted using materials that have been mailed, shipped, and transported in or affecting interstate and foreign commerce by any means, including by computer, and such visual depiction has actually been transported or transmitted using any means or facility of interstate or foreign commerce or in or affecting interstate and foreign commerce; all in violation of 18 U.S.C. § 2251(a).

COUNT THREE

Transportation of Child Pornography
18 U.S.C. § 2252A(a)(1)

Between the dates of July 30, 2019, and August 17, 2019, in the Eastern District of Michigan and elsewhere, the defendant, Matthew D. Thomas, knowingly transported in interstate and foreign commerce by any means, including by computer, any child pornography, as defined in 18 U.S.C. 2256(8), all in violation of 18 U.S.C. § 2252A(a)(1).

COUNT FOUR

Possession of Child Pornography
18 U.S.C. § 2252A(a)(5)(B)

On or about September 25, 2019, within the Eastern District of Michigan, the defendant, Matthew D. Thomas, knowingly possessed one or more computer hard drives, cell phones, cameras, DVDs, magazines, periodicals, and other material which contained child pornography, as defined in 18 U.S.C. § 2256(8), including but not limited to visual depictions of real minors, prepubescent minors and minors who had not attained twelve (12) years of age, engaged in sexually explicit conduct, that had been shipped and transported using any means and facility of interstate and foreign commerce, had been shipped and/or transported in and affecting interstate and foreign commerce, and were produced using materials that have been mailed, shipped and transported in and affecting interstate and foreign commerce by any means, all in violation of 18 U.S.C. § 2252A(a)(5)(B).

FORFEITURE ALLEGATION

The allegations of this Indictment are re-alleged as if fully set forth here, for the purpose of alleging forfeiture, pursuant to 18 U.S.C. § 2253 and 18 U.S.C. § 2428.

If convicted of an offense charged and set forth above, Matthew D. Thomas, shall forfeit to the United States any and all materials and property used and intended to be used in the production, distribution, possession, and transportation of visual depictions of minors engaging in sexually explicit conduct, and any and all property,

real or personal, constituting or traceable to gross profits or other proceeds obtained from the offense.

THIS IS A TRUE BILL

s/ Grand Jury Foreperson
GRAND JURY FOREPERSON

MATTHEW SCHNEIDER
United States Attorney

s/ Matthew Roth
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Dated: October 8, 2019

ORIGINAL

United States District Court Eastern District of Michigan	Criminal Case Cover Sheet	Case Number
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NOTE: It is the responsibility of the Assistant U.S. Attorney signing this form to complete it accurately in all respects.

Companion Case Information	Companion Case Number:
This may be a companion case based upon LCrR 57.10 (b)(4) ¹ :	Judge Assigned:
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	AUSA's Initials: <i>ST</i>

Case Title: USA v. Matthew D. Thomas

County where offense occurred : Lenawee

Check One: **Felony** **Misdemeanor** **Petty**

Indictment/ Information --- no prior complaint.
 Indictment/ Information --- based upon prior complaint [Case number: 19-mj-30509]
 Indictment/ Information --- based upon LCrR 57.10 (d) [Complete Superseding section below].

Superseding Case Information


Superseding to Case No: _____ **Judge:** _____

- Corrects errors; no additional charges or defendants.
- Involves, for plea purposes, different charges or adds counts.
- Embraces same subject matter but adds the additional defendants or charges below:

<u>Defendant name</u>	<u>Charges</u>	<u>Prior Complaint (if applicable)</u>
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Please take notice that the below listed Assistant United States Attorney is the attorney of record for the above captioned case.

October 8, 2019
Date



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¹ Companion cases are matters in which it appears that (1) substantially similar evidence will be offered at trial, or (2) the same or related parties are present, and the cases arise out of the same transaction or occurrence. Cases may be companion cases even though one of them may have already been terminated.