

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF FLORIDA
TALLAHASSEE DIVISION**

UNITED STATES OF AMERICA

v.

CASE No. 4:18-cr-29/MW

MILTON SUMRELL
_____ /

STATEMENT OF FACTS

The Defendant admits that, if this case were to proceed to trial, the Government could prove the following facts beyond a reasonable doubt.

In late January 2018, a 16-year-old girl from Trumann, Arkansas, A.F., was discovered missing from her home. The Trumann Police Department recovered a computer used by A.F. at her school and identified multiple sexually explicit chats between A.F. and individuals believed to be adult males.

The Trumann Police Department sought and obtained search warrants to retrieve information from A.F.'s Google account (she had been chatting using the Google messenger application, Google Hangouts) and individuals with whom A.F. had been communicating. One of the accounts, listed under miltyp@gmail.com, was subscribed to the Defendant.

The Trumann Police Department reached out to the Tallahassee Police Department ("TPD") and informed TPD that they observed conversations between



A.F. and the Defendant for about a week starting in late October 2017. TPD was also informed that the Defendant and A.F. had discussed A.F. leaving her residence to come live with the Defendant. Since A.F. was missing, law enforcement went to check to see if she was living with the Defendant.

On January 30, 2018, Deputy Nicholas Kelly with the LCSO was dispatched to the Defendant's residence to attempt to locate A.F. Deputy Kelly made contact with the Defendant and the Defendant told Deputy Kelly that he contacted A.F. via his Alcatel cellular phone through an application called "Hangouts." He explained that they communicated through their Google accounts on the application. The Defendant also told Deputy Kelly that he utilized the video feature of the application to communicate with the A.F. on several occasions. The Defendant further explained that he had contacted A.F. for approximately 6 weeks and last contacted her on October 31, 2017. He also provided his e-mail account to Deputy Kelly as milyp@gmail.com.

The Defendant advised that he owned a Hewlett Packard ("HP") laptop computer located in his residence. The Defendant signed a LCSO consent to search form for the laptop and cellphone and provided Deputy Kelly with the password for the laptop and cellphone. During the search of the Defendant's cellular phone, however, Deputy Kelly located multiple other communication applications that were

used to communicate with other females. Deputy Kelly also identified several pictures on the Defendant's cellphone that appeared to contain child pornography. A.F. was not located at the Defendant's residence.

On February 1, 2018, TPD received the full chat logs between the Defendant and A.F. TPD obtained a search warrant to search the Defendant's cellphone and laptop. Law enforcement recovered videos and images containing child pornography on the Defendant's cellphone and laptop computer.

On February 19, 2018, Trumann Police Department forwarded the final results of the Google search warrant for miltyp@gmail.com, which contained approximately 40 videos of child pornography. On March 1, 2018, law enforcement executed a federal search warrant to search the Defendant's home and seize and search electronic devices located there.

While they were searching his home, law enforcement interviewed the Defendant after he waived his *Miranda* rights. The Defendant told law enforcement that his emails include miltyp@gmail.com and miltyp1975@yahoo.com. He also told them that he occasionally used the username Filthymilty. The Defendant told them that he knew that there was child pornography on his cellular phone.

The Defendant further discussed chatting with girls, including some underage girls. He said that sometimes the people that he chatted with would bring up sex,

sometimes he would. The Defendant said that sometimes individuals sent him photos and videos but he never asked for them.

The chats recovered from Google Hangouts between the Defendant and A.F. took place between October 27, 2017 and November 1, 2017, and include the following exchanges:

2017-10-28 22:08:12¹Defendant: I want you to do something [REDACTED]
2017-10-28 22:08:17 A.F.: Okay
2017-10-28 22:08:47 Defendant: Go to a restroom and touch yourself for Daddy.
2017-10-28 22:08:59 A.F.: One moment ;)
2017-10-28 22:09:45 Defendant: Good girl!
2017-10-28 22:10:24 A.F.: Oh daddy
2017-10-28 22:11:14 Defendant: Take a pic or a vid for Daddy to see
2017-10-28 22:15:10 A.F.:²
2017-10-28 22:16:13 Defendant: You are such a good girl princess!
2017-10-28 22:16:40 Defendant: Did you enjoy touching my little pussy?
2017-10-28 22:16:44 A.F.: Thank you Daddy
2017-10-28 22:16:50 A.F.: I do Dadd
2017-10-28 22:16:53 A.F.: Daddy

Law enforcement retrieved that video from A.F.'s Google account:

1. File Name: video_20171028_171126(1).mp4
 - a. File Description: A digital color video approximately 11 seconds in length. The video depicts the A.F. sitting on a toilet with no pants or underwear visible and her hand between her thighs rubbing her vagina

¹ The time stamp on the chats is tied to Greenwich Mean Time, which is listed as five hours ahead of the time in Trumann, Arkansas, where A.F. was located.

² The information provided from Google detailing the chats from Google Hangouts list blank entries where video files are shared.

area. The camera is focused on her hand and thighs. The video concludes with the A.F.'s hand between her thighs.

The chatting continued:

2017-10-29 17:26:33 Defendant: How long have you been into BDSM?

2017-10-29 17:27:10 A.F.: I've been watching videos and researching for almost 3 years

2017-10-29 17:27:57 Defendant: A dirty little girl at 13

And further:

2017-10-29 17:31:01 Defendant: Obviously I like young girls.

2017-10-29 17:31:29 Defendant: 13 is the youngest though.

2017-10-29 17:34:17 Defendant: The youngest I've fucked was 14

2017-10-29 17:39:33 Defendant: I have fucked a lot of underage girls in the past year.

2017-10-29 17:39:57 A.F.: I want to be the last one Daddy. I want to be better than them all

2017-10-29 17:40:25 Defendant: I fucked a 16yo virgin last weekend.

2017-10-29 17:40:42 Defendant: I'm a bad man

Thereafter, the Defendant persuaded A.F. to send him another video:

2017-10-30 01:43:49 A.F.: Btw I now have a bluntbobject in my ass Daddy

2017-10-30 01:47:11 Defendant: Send Daddy a vid of the razor in your ass

2017-10-30 01:47:27 A.F.: Of course Daddy

2017-10-30 01:47:31 A.F.: One moment

2017-10-30 01:51:25 A.F.: Nnnn Daddy

2017-10-30 01:51:33 A.F.: It's uploading

2017-10-30 01:51:44 A.F.: But I watched it after I recorded it.

2017-10-30 01:51:52 A.F.: You're gonna love it Daddy

2017-10-30 02:04:16 A.F.: So it's still sending

2017-10-30 02:04:19 A.F.: I'm so sorry Daddy

2017-10-30 02:04:26 Defendant: I can't wait to see it.

2017-10-30 02:04:30 Defendant: No worries princess

2017-10-30 02:04:54 A.F.: May I still pretend it's your cock in your pussy Daddy?

2017-10-30 02:05:20 Defendant: Yes of course

2017-10-30 02:05:31 A.F.: Thank you Daddy
2017-10-30 02:05:38 A.F.: May I send you pictures
2017-10-30 02:06:15 Defendant: Fuck yes
2017-10-30 02:08:44 A.F.: YAY thank you Daddy
2017-10-30 02:17:19 A.F.:
2017-10-30 02:17:59 A.F.:
2017-10-30 02:30:56 Defendant: You're such a good girl princess

Later that afternoon the Defendant followed up:

2017-10-30 13:46:35 Defendant: I noticed when I watched the video you sent last night the the razor went right in my asshole with no problem at all.
2017-10-30 13:47:48 Defendant: It's already loosening and needs bigger things put it in it to keep the process going
2017-10-30 13:48:00 A.F.: Like what Daddy
2017-10-30 13:48:33 Defendant: At school today I want you to look for things to acquire and use.
2017-10-30 13:48:53 A.F.: Yes Daddy
2017-10-30 13:48:59 Defendant: Still in art class?
2017-10-30 13:49:06 A.F.: Yes Daddy
2017-10-30 13:49:17 Defendant: Should be a plethora of things there.

Law enforcement recovered the following video from A.F.'s Google account:

1. File Name: video-20171029_204731(1).mp4
 - a. File Description: A digital color video approximately 1 minute and 06 seconds in length. The video depicts a A.F. nude in a bathtub on her hands and knees with the camera focused on her anus and vagina. There is a black disposable razor handle inserted in her anus. A.F. takes hold of the razor and begins to masturbate with the razor handle. The video concludes with A.F. leaving the razor handle in her anus and reaching back behind her to turn off the camera.

ELEMENTS

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

(1) An actual minor, that is, a reason person who was less than 18 years old, was depicted;

(2) The Defendant persuaded, induced, and enticed the minor to engage in sexually explicit conduct for the purpose of production of a visual depiction of the conduct; and

(3) the visual depiction was actually transported in interstate commerce.

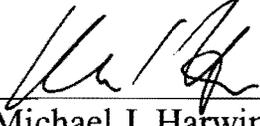
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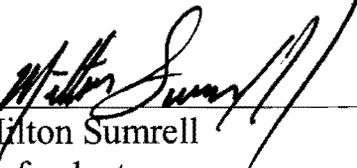
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8/23/18

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