

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

UNITED STATES OF AMERICA

v.

INDICTMENT

JOSEPH DONALD ROBERTS
_____ /

1:19CR15 MW/GRJ

THE GRAND JURY CHARGES:

COUNT ONE

Between on or about July 1, 2018, and on or about July 8, 2018, in the
Northern District of Florida, the defendant,

JOSEPH DONALD ROBERTS,

did knowingly and intentionally use and induce, and attempt to use and induce, a
minor to engage in sexually explicit conduct for the purpose of producing a visual
depiction of such conduct, and this depiction was produced and attempted to be
produced using materials that have been mailed, shipped, and transported in and
affecting interstate and foreign commerce.

In violation of Title 18, United States Code, Sections 2251(a) and 2251(e).

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COUNT TWO

Between on or about May 18, 2018, and on or about July 19, 2018, in the Northern District of Florida, the defendant,

JOSEPH DONALD ROBERTS,

did knowingly receive child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), using any means and facility of interstate and foreign commerce.

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

COUNT THREE

On or about July 18, 2018, in the Northern District of Florida, the defendant,

JOSEPH DONALD ROBERTS,

did knowingly possess and access with intent to view, material containing child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), including an image of child pornography depicting a prepubescent minor and a minor who had not attained 12 years of age, that had been shipped and transported using any means and facility of interstate and foreign commerce, and that had been produced using materials that have been mailed, and shipped and transported in and affecting interstate and foreign commerce.

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

CRIMINAL FORFEITURE

The allegations contained in Counts One through Three of this Indictment are hereby realleged and incorporated by reference for the purpose of alleging forfeiture, pursuant to the provisions of Title 18, United States Code, Section 2253. From his engagement in the violations alleged in Counts One through Three of this Indictment, the defendant,

JOSEPH DONALD ROBERTS,

shall forfeit to the United States, pursuant to Title 18, United States Code, Section 2253, all of his interest in:

A. Any visual depiction described in section 2251, 2251A, 2252, 2252A, 2252B, or 2260 of Chapter 110 of Title 18, United States Code, or any book, magazine, periodical, film, videotape, or other matter which contains any such visual depiction, which was produced, transported, mailed, shipped, or received in violation of Chapter 110 of Title 18, United States Code;

B. Any property, real or personal, constituting or traceable to gross profits or other proceeds obtained from the offenses alleged in Counts One through Three of this Indictment; and

C. Any property, real or personal, used, or intended to be used, to

commit or promote the commission of the offenses alleged in Counts One through Three of this Indictment.

D. The property referenced in subparagraphs A, B, and C above includes, but is not limited to, cameras, computer hardware such as monitors, central processing units, keyboards, computer programs, software, computer storage devices, such as disk drive units, disks, tapes, and hard disk drives or units, peripherals, modems and other telephonic and acoustical equipment, printers, contents of memory data contained in and through the hardware and software mentioned above, tools, equipment, and manuals and documentation for the assembly and use of the hardware and software mentioned above.

If, as the result of any act or omission of the defendant, any of the property described above as being subject to forfeiture:

- i. cannot be located upon the exercise of due diligence;
- ii. has been transferred or sold to, or deposited with, a third person;
- iii. has been placed beyond the jurisdiction of the Court;
- iv. has been substantially diminished in value; or
- v. has been commingled with other property that cannot be divided without difficulty,

it is the intent of the United States, pursuant to Title 21, United States Code,

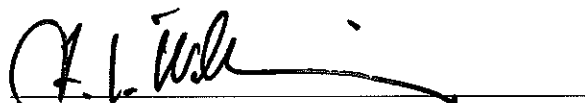
Section 853(p), as incorporated by Title 18, United States Code, Section 2253(b), and by Title 28, United States Code, Section 2461(c), to seek forfeiture of any other property of the defendant up to the value of any forfeitable property described above.

A TRUE BILL:



4/23/2019
DATE


LAWRENCE KEEFE
United States Attorney


F.T. WILLIAMS
Assistant United States Attorney