

UNITED STATES OF AMERICA	:	Hon. Cathy L. Waldor
	:	
v.	:	Mag. No. 19-7129
	:	
JEFFREY LAINO	:	<b>CRIMINAL COMPLAINT</b>

Signature of Judicial Officer

**ATTACHMENT A**

On or about January 8, 2019, in Bergen County, in the District of New Jersey and elsewhere, the defendant

**JEFFREY LAINO**

did knowingly distribute child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), that had been mailed, and using any means and facility of interstate and foreign commerce, shipped, and transported in and affecting interstate and foreign commerce by any means, including by computer.

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

## **ATTACHMENT B**

I, Bradley Benwell, am a Special Agent with the Department of Homeland Security, Homeland Security Investigations. I am familiar with the facts set forth below based on my own investigation, my conversations with other law enforcement officers, and my review of reports, documents, and evidence. Because this complaint is being submitted for a limited purpose, I have not set forth each and every fact that I know concerning this investigation. Statements of others set forth below are related in substance and part, and all dates, times, and amounts are approximate.

### **Background**

1. At all times relevant to this Complaint, defendant JEFFREY LAINO was a resident of Washington Township, New Jersey.

### **The Investigation**

2. In or around January 2019, law enforcement conducted an undercover online session (the "2019 Session") using a publicly-available peer-to-peer ("P2P") software application program (the "P2P Program"). P2P is a method of communication available to Internet users through the use of special software. The software is designed to allow users to trade digital files through a worldwide network that is formed by linking computers together. Generally, when P2P software is installed on a computer, the user is directed to specify a "shared" folder. All files placed in that user's "shared" folder are available to anyone on the world wide network for download. A person interested in sharing child pornography with others in the P2P network need only place those files in his or her "shared" folders. Those child pornography files are then available to all users of the P2P network for download regardless of their physical location. The computers that are linked together to form the P2P network are located throughout the world; therefore, the P2P network operates in interstate and foreign commerce.

3. The P2P Program allowed users to connect to and share, search and download content. The version used by law enforcement allows law enforcement to determine the IP address through which target computers access the Internet.

4. During the 2019 Session, a computer user (the "Computer") shared multiple files of child pornography using the P2P Program. The undercover law enforcement officer established a direct connection to the Computer. Several of the files being shared by the Computer had a hash value that has been identified to contain visual depictions of pre-pubescent children engaged in sexual acts with adults. These files were shared during the 2019 Session by the Computer using a particular IP Address ("Target IP Address 1"). Dozens of videos and images of child pornography were available from the Target IP Address, which

other users accessing the P2P Network could download. Indeed, during the 2019 Session, law enforcement downloaded more than 250 files containing child pornography from the Computer, which was utilizing Target IP Address 1. The video files included multiple visual depictions of pre-pubescent children engaged in sexual acts with adults, including the following representative sample:

Filename	Description
File Name/Number:  5dd359da85ac1ae25bc37a54ef3fe66f – girl hmm man melissa pthc sound_of_silence vaginal Hash Value: 6775d3585174aeaa6ed19517fcd3 bb12	This video depicts a prepubescent girl who appears to be between 8 and 10 years in age being penetrated by the erect penis of an adult male who is standing behind her to the right of the screen. This video file was downloaded by law enforcement during the 2019 Session.
File Name/Number:  23716be71968e657598c9322487d8b1 f – 2012 anal girl man pthc sound.rar  Hash Value:  9a6e87496f700f4256bd185f2a0d4542	This video depicts a prepubescent girl who appears to be 5 to 7 years in age being penetrated in her anus by the erect penis of an adult male. This video file was downloaded by law enforcement during the 2019 Session.
File Name/Number:  C336d6604bbf808ce134251031b70a1 7 – girl hmm man michelle oral pthc set08p5 sound_of_silence vaginal Hash Value: fbcd80a05a3d91ea788e59c231286 518	This video depicts a naked girl who appears to be approximately 3 to 4 years in age performing fellatio upon an adult male. This video file was downloaded by law enforcement during the 2019 Session.

5. Target IP Address 1 was assigned, at the approximate times of the 2019 Session, to an account located at defendant LAINO's residence.

6. In or about February 2019, law enforcement received information, in the form of written "chats" from Snapchat, a social media application. According to the information, a victim living in Ohio had an individual whose screen name included "Jeff L.," had approached a victim living in Ohio using Snapchat.

7. In certain of the chats between the Ohio victim and "Jeff L.," "Jeff L."

stated that he was from New Jersey, and stated that he has obtained nude pictures of the Ohio victim – taken when she was approximately 14-15 years of age – by downloading them from the Internet.

8. The IP address of the Snapchat user whose screen name included “Jeff L.” was assigned, at the approximate times the chats took place, to an account located at defendant LAINO’s residence.

9. On or about June 5, 2019, law enforcement executed a lawfully obtained search warrant at defendant LAINO’s residence in Washington Township, New Jersey (the “Residence”). Law enforcement officers administered Miranda warnings and then interviewed defendant LAINO. The interview was recorded. During the interview, defendant LAINO admitted that he distributed child pornography via the P2P Program and that he possessed child pornography at the Residence.

10. Based upon my education, training and experience, and my discussions with other law enforcement officers, and to the best of my knowledge, the files described in paragraph 4, above, traveled in interstate commerce because the images were transmitted over the Internet via the P2P Program.