

ATTACHMENT B

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

UNITED STATES

v.

ANTHONY C. JEFFRIES,
BRIAN J. MCKAY,
JORDAN T. ALLEN,
CHRISTOPHER D. ROFFLER, and
ERIK M. SMITH

FILED UNDER SEAL

Mag. No.: 17-5514 (KMW)
Mag. No.: 17-5515 (KMW)
Mag. No.: 17-5516 (KMW)
Mag. No.: 17-5517 (KMW)
Mag. No.: 17-5518 (KMW)

**AFFIDAVIT OF SPECIAL AGENT KEVIN P. MATTHEWS IN SUPPORT OF
CRIMINAL COMPLAINTS AND ARREST WARRANTS**

I, Kevin P. Matthews, a Special Agent with the Federal Bureau of Investigation ("FBI"), being duly sworn, aver as follows:

1. I have been an FBI agent since 2005. Since May 2009, I have been assigned to the FBI's Innocent Images National Initiative ("National Initiative"), which investigates individuals suspected of being involved in the online sexual exploitation of children. I have received training in the area of child pornography (as defined in 18 U.S.C. § 2256) and child exploitation, and have, as part of my daily duties as a Special Agent assigned to the National Initiative, investigated violations relating to child exploitation and child pornography, including violations pertaining to the possession, distribution, receipt, advertising and production of child pornography, in violation of Title 18, United States Code, Sections 2251, 2252, 2252A and 2423. I have observed and reviewed numerous examples of child pornography in all forms of media, including computer media. I have participated in the execution of many search warrants involving child exploitation and/or child pornography offenses. I have also been trained in the investigation of persons using various computer networks to connect with others on the Internet. As a federal agent, I am authorized to investigate violations of the laws of the United States and to execute warrants issued under the authority of the United States.

2. I make this Affidavit in support of an application for criminal complaints and arrest warrants. The criminal complaints charge the defendants with the following violations of federal law (collectively, the "Subject Offenses"):

- a. Distribution of child pornography – *i.e.*, knowingly distributing material containing child pornography in and affecting interstate or foreign commerce – in violation of Title 18, United States Code, Section 2252A(a)(2)(B) & (b)(1);
- b. Conspiracy to distribute child pornography in violation of Title 18, United States

Code, Section 2252A(a)(2)(B) & (b)(1);

- c. Selling, and possessing with intent to sell, child pornography on federal property – *i.e.*, knowingly selling and possessing with intent to sell child pornography on land under the control of the United States Government – in violation of Title 18, United States Code, Section 2252A(a)(4) & (b)(1); and
 - d. Conspiracy to sell, and to possess with intent to sell, child pornography on federal property in violation of Title 18, United States Code, Section 2252A(a)(4) & (b)(1).
3. For the reasons described in more detail below, there is probable cause to believe that the defendants have committed the charged **Subject Offenses**.
4. The information below is based upon the investigation I have conducted, my personal knowledge and observations, my training and experience, my conversations with other law enforcement officers (including, but not limited to officers who have engaged in numerous investigations involving child pornography and computer-based crime), and the review of documents and records, and other information shared with me by others.
5. Since this Affidavit is submitted for the sole purpose of establishing probable cause to support the issuance of criminal complaints and arrest warrants, I have not included each and every fact known to me concerning this investigation. Rather, I have only included information necessary to establish probable cause for issuance of the complaints and warrants. Except as otherwise indicated, the actions, conversations, and statements of others identified in this Affidavit – even where they appear in quotations – are reported in substance and in part.¹ Similarly, dates and times are approximations, and should be read as having taken place on or about, in or about, or at or about the date or time provided.

BACKGROUND

The Federal Bureau of Prisons and Federal Correctional Institution Fort Dix

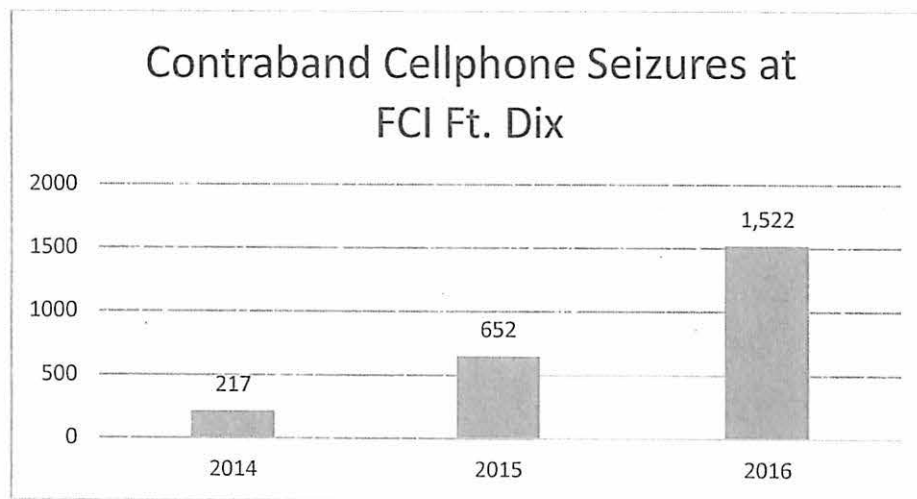
6. The Federal Bureau of Prisons (“BOP”) administers the federal system of correctional institutions for sentenced federal prisoners in the United States. The BOP, according to its website, seeks to “protect public safety by ensuring that federal offenders serve their sentences of imprisonment in facilities that are safe, humane, cost-efficient, and appropriately secure, and provide reentry programming to ensure their successful return to the

¹ Excerpts of recorded conversations provided below fairly reflect the content of the conversations, but draft transcripts of the conversations (upon which the excerpts are based) have not yet been completed in final form and are subject to further revision.

community.”²

7. One such institution is Federal Correctional Institution Fort Dix (“FCI Ft. Dix”), which is “[a] low security federal correctional institution with an adjacent minimum security satellite camp,”³ located in Burlington County, New Jersey. FCI Ft. Dix houses 4,369 male offenders, with the correctional institution itself housing approximately 4,009 inmates, and an additional 360 inmates in the adjacent satellite camp.⁴

8. According to FCI Ft. Dix’s internal administrative regulations, the possession, by an FCI Ft. Dix inmate, of a “portable telephone, pager, or other electronic device” is among the “greatest severity level prohibited acts” at FCI Ft. Dix, second only to acts of killing, assault, certain kinds of escape, setting fires, possessing weapons, rioting or encouraging rioting, or taking hostages.⁵ As a “Greatest severity level prohibited act,” the possession of such an electronic device subjects the offender to internal discipline. Notwithstanding this fact, in recent years the seizures of contraband cellphones at FCI Ft. Dix have increased dramatically. As represented in the chart below, which is based upon data provided by the Special Investigations Unit, cellphone seizures in 2016 reached a total of, on average, more than one cellphone for every one out of four inmates:



9. The possession of a cellular telephone in a federal correctional institution is a

² See BOP Website, available at <https://www.bop.gov/about/agency/> (last visited April 19, 2017).

³ See BOP Website, available at <https://www.bop.gov/locations/institutions/ftd/> (last visited April 19, 2017).

⁴ *Id.*

⁵ See FCI Fort Dix Admissions & Orientation (A&O) Handbook at 42, available at https://www.bop.gov/locations/institutions/ftd/FTD_aohandbook.pdf (Apr. 2016 rev.) (last visited April 19, 2017).

federal misdemeanor offense punishable by up to one year in prison under Title 18, United States Code, Section 1791(a)(2) and (b)(4).

10. The use of a cellphone and computer media to distribute images of child pornography ("CP"), constitute separately punishable federal criminal offenses.

PROBABLE CAUSE

The FCI Ft. Dix Child Pornography Network

11. In approximately January 2016, Witness 1 ("W-1"), an inmate at FCI Ft. Dix serving a sentence for bank robbery, provided information to the FBI after the BOP disciplined W-1 for possessing a thumb drive – *i.e.*, a removable storage device capable of storing large amounts of digital information. Upon examination, the thumb drive contained CP. W-1 explained that in about August 2015 he had been keeping the thumb drive for another inmate, **Anthony Craig Jeffries**, at **Jeffries**' request. W-1 stated that he did not know the device contained CP, and said that **Jeffries** had told W-1 to say that W-1 had simply found the device and was going to throw it away if anyone questioned W-1 about the device. W-1 further explained that **Jeffries** worked in the computer unit and could not bring the device in and out with him. W-1 said that he stored the device above an air conditioning unit for **Jeffries**, giving **Jeffries** access to the device between 7:30 a.m. and 10:30 a.m. daily.⁶

12. In approximately June 2016, a confidential human source ("CHS-1"), who was then an inmate of FCI Ft. Dix serving a term of imprisonment for a CP offense, provided information to the FBI regarding a network of individuals also serving terms of imprisonment at FCI Ft. Dix for prior CP offenses. According to CHS-1, the members of this network, who were inmates in housing units in FCI Ft. Dix's Eastern Compound, were accessing, receiving, possessing, and distributing images and videos of CP from within FCI Ft. Dix. CHS-1 explained that the individuals engaged in this conduct with the use of illegally possessed cellphones from within FCI Ft. Dix, which they used to access the internet.

13. The cellphones are available for rent from the owners of those cellphones. According to CHS-1, **Jeffries** himself bought a cellphone for between \$900 and \$1,000. The cellphones are also available for rent at varying prices, depending on the housing unit, at a cost of approximately \$4-10 per hour. The individuals would download images and videos of CP that they would store on a "cloud" account⁷ and gained access to the cloud account using a

⁶ Although the information provided by W-1 is generally consistent with the findings of this investigation, as set forth in greater detail below – particularly with respect to **Jeffries**' role and participation in the FCI Ft. Dix CP Network – W-1's account has not been independently verified.

⁷ A cloud account is an account with a storage company that utilizes computer servers to enable users to store and access digital files on the computer servers. In other words, cloud storage is a mechanism by which files can be saved to an off-site storage system maintained by a third-party, and the files are saved to a remote server instead of the user's own computer/device

shared username and password in order to disguise their identities. Furthermore, images and videos on the cloud account could be downloaded and stored for further distribution onto micro SD cards – *i.e.*, physically small digital storage devices that can be inserted into “smart phones,” and are capable of storing hundreds of images and videos.

14. Investigation has determined that the following inmates, among others, are members of the FCI Ft. Dix CP Network:

a. Anthony Craig Jeffries

- i. CHS-1 identified **Jeffries** as the ringleader of the FCI Ft. Dix CP network. **Jeffries** pleaded guilty in the Western District of Virginia, on or about March 28, 2011, to three counts of distribution of CP in violation of 18 U.S.C. §§ 2252A(a)(1) and 2252A(b)(1), and one count of possession of CP in violation of 18 U.S.C. §§ 2252A(a)(5)(b) and 2252A(b)(2).⁸ The court sentenced **Jeffries** to 168 months’ imprisonment, with a lifetime period of supervised release to follow his release from custody, and recommended to the BOP that **Jeffries** be incarcerated in Morgantown, West Virginia, “if such incarceration is consistent with sex offender treatment.”⁹ According to the BOP, **Jeffries**, who is 31 years old, has a scheduled release date of August 13, 2022.¹⁰
- ii. As noted below, CHS-1 recorded **Jeffries**’ transfer, to CHS-1, of a micro SD card containing CP on November 1, 2016.

b. Brian J. McKay

- i. **McKay** pleaded guilty in the Eastern District of Pennsylvania, on or about December 11, 2008, to one count of distribution of child pornography in violation of 18 U.S.C. § 2252(a)(2), and one count of possession of child pornography in violation of 18 U.S.C. § 2252(a)(4)(B).¹¹ The court sentenced **McKay** to 180 months’ imprisonment, with a twenty-year period of supervised release to follow his release from custody, and recommended to the BOP that **McKay** “be placed at Federal Medical Center Devens in order to participate in appropriate sex offenders

hard drive. The Internet provides the connection between the user’s computer/device and the remote server for saving and retrieving the files.

⁸ See *United States v. Anthony C. Jeffries*, 11-cr-00012-NKM (W.D. Va.), Dkt. No. 8 (plea agreement).

⁹ See *id.* at Dkt. No. 47.

¹⁰ See BOP Inmate locator, available at <https://www.bop.gov/inmateloc/>.

¹¹ See *United States v. Brian McKay*, 08-596-PBT (E.D. Pa.), Dkt. No. 17 (plea hearing).

therapy.”¹² According to the BOP, **McKay**, who is 46 years old, has a scheduled release date of June 28, 2021.¹³

- ii. As noted below, CHS-1 recorded **McKay**’s transfer, to CHS-1, of a micro SD card containing CP on both November 1, 2016 and February 15, 2017. On the first occasion, **McKay** transferred the micro SD card to CHS-1 on behalf of **Roffler**, in anticipation of payment to **Roffler**. On the second occasion, **McKay** transferred the micro SD card to CHS-1 on behalf of **Allen**, in anticipation of payment to **Allen**.

c. Jordan T. Allen

- i. **Allen** pleaded guilty in the Southern District of Ohio, on or about October 5, 2011, to one count of receipt of child pornography in violation of 18 U.S.C. § 2252(a)(2).¹⁴ The court sentenced **Allen** to 102 months’ imprisonment, with a ten-year period of supervised release to follow his release from custody.¹⁵ According to the BOP, **Allen**, who is 30 years old, has a scheduled release date of December 30, 2018.¹⁶
- ii. As noted below, CHS-1 recorded his partial payment to **Allen**, on February 15, 2017, for the micro SD card that **McKay** had earlier transferred to CHS-1.

d. Christopher D. Roffler

- i. **Roffler** pleaded guilty in the Eastern District of Virginia, on or about July 12, 2010, to one count of transportation of CP in violation of 18 U.S.C. § 2252(a)(1).¹⁷ The court sentenced **Roffler** to 100 months’ imprisonment, with a ten-year period of supervised release to follow his release from custody, and “recommend[ed] that the defendant participate in a BOP sex

¹² See *id.* at Dkt. No. 26.

¹³ See BOP Inmate locator, available at <https://www.bop.gov/inmateloc/>.

¹⁴ See *United States v. Jordan T. Allen*, 11-cr-00197-MHW (S.D. Ohio), Dkt. No. 6 (plea hearing).

¹⁵ See *id.* at Dkt. No. 39.

¹⁶ See BOP Inmate locator, available at <https://www.bop.gov/inmateloc/>.

¹⁷ See *United States v. Christopher D. Roffler*, 10-cr-85-RAJ (E.D. Va.), Dkt. No. 6 (plea agreement).

offender treatment program.”¹⁸ According to the BOP, **Roffler**, who is 29 years old, has a scheduled release date of August 22, 2019.¹⁹

- ii. As noted below, CHS-1 recorded **Roffler**, on November 1, 2016, making arrangements for payment to be made to **Roffler** for the card that **McKay** had earlier transferred to CHS-1.

e. **Erik M. Smith**

- i. **Smith** pleaded guilty in the Western District of Michigan, in or about June 2010, to one count of receipt of child pornography in violation of 18 U.S.C. § 2252(a)(2) and (b)(1).²⁰ The court sentenced **Smith** to 235 months’ imprisonment, with lifetime supervised release to follow his release from custody, and recommended that **Smith** “receive sex offender treatment.”²¹ According to the BOP, **Smith**, who is 35 years old, has a scheduled release date of March 26, 2027.²²
- ii. According to public reports, **Smith** was sentenced to a consecutive 25-year state sentence for charges relating to the homicide of **Smith’s** former boyfriend.
- iii. As noted below, CHS-1 recorded **Smith’s** sale, to CHS-1, of a micro SD card containing CP on February 15, 2017.

f. **Inmate 1**

- i. **Inmate 1** pleaded guilty in the Eastern District of Virginia, on or about July 9, 2013, to one count of distribution of child pornography in violation of 18 U.S.C. § 2252A(a)(2)(A). The court sentenced **Inmate 1** to 60 months’ imprisonment, with a five-year period of supervised release to follow his release from custody, and recommended to the BOP that **Inmate 1** “receive treatment for his psychological and neurological issues, including psychosexual treatment.” According to the BOP, **Inmate 1**, who is 25 years old, has a scheduled release date of February 6, 2018.

¹⁸ See *id.* at Dkt. No. 21.

¹⁹ See BOP Inmate locator, available at <https://www.bop.gov/inmateloc/>.

²⁰ See *United States v. Erik M. Smith*, 10-cr-00006-RAED (W.D. Mich.), Dkt. No. 26 (plea hearing).

²¹ See *id.* at Dkt. No. 39.

²² See BOP Inmate locator, available at <https://www.bop.gov/inmateloc/>.

- ii. As noted below, CHS-1 recorded **Inmate 1**, on November 1, 2016, discussing the content of a micro SD card in **Inmate 1's** possession, as well as **Inmate 1's** intention to continue to access CP even after his release from custody on his current charge.

g. Inmate 2

- i. **Inmate 2** pleaded guilty in the Eastern District of Virginia, on or about January 20, 2010, to two counts of transportation of child pornography in violation of 18 U.S.C. § 2252A(a)(1). The court sentenced **Inmate 2** to 210 months' imprisonment, and recommended to the BOP that **Inmate 2** "receive mental health and sexual offender counseling." According to the BOP, **Inmate 2**, who is 28 years old, has a scheduled release date of April 5, 2025.
- ii. As noted below, CHS-1 recorded **Inmate 2**, on November 1, 2016, informing CHS-1 that **Inmate 2** jointly owned with **Roffler** a micro SD card that CHS-1 was purchasing from **Roffler**.

h. Inmate 3

- i. **Inmate 3** pleaded guilty in the Middle District of Georgia, on or about January 30, 2012, to one count of possession of child pornography in violation of 18 U.S.C. § 2252(a)(4)(B). The court sentenced **Inmate 3** to 78 months' imprisonment. According to the BOP, **Inmate 3**, who is 34 years old, has a scheduled release date of April 9, 2018.
- ii. As noted below, after CHS-1 told **Jeffries** that CHS-1 lost a micro SD card that **Jeffries** had transferred to CHS-1 on November 1, 2016, CHS-1 agreed to make payment to **Jeffries** via the mother of **Inmate 3**. According to CHS-1, **Jeffries** and **Inmate 3** are in a romantic relationship.

15. CHS-1 informed the FBI that **Jeffries** and two other inmates not charged herein had exchanged images and videos of CP. Specifically, **Jeffries** had provided one of these other inmates with a micro SD card containing CP and **Roffler** had provided a micro SD card containing CP to **Jeffries**. Furthermore, CHS-1 advised that inmates frequently kept the micro SD cards on their person throughout the day and that CHS-1 believed that **Jeffries** hid his cellphone in the Education building of the East Compound of FCI Ft. Dix, specifically in either the library or the hobby shop.

16. CHS-1 also informed the FBI that **Jeffries** had said he could provide CHS-1 with anything CHS-1 wanted in terms of CP. According to CHS-1, **Jeffries** previously rented a cellphone, but eventually purchased a cellphone for approximately \$900 to \$1,000 from another inmate, to which CHS-1 contributed \$50 to \$75.

17. CHS-1 informed the FBI that FCI Ft. Dix inmates utilize three different cloud services to access images and videos of CP, that they use an internet browser known as The

Onion Router (or, “TOR”),²³ and that about 20 GBs of CP data existed in the cloud. CHS-1 acknowledged that he had previously viewed some of the CP on a phone that CHS-1 rented.

18. CHS-1 advised law enforcement that at one point **Jeffries’** phone screen broke (but the phone remained operable). Even as **Jeffries** sought to acquire a new phone, however, he continued to rent out his phone with the broken screen at the rate of \$6 per hour. CHS-1 explained that inmates use cellphones in their housing units, and that other inmates serve as lookouts to avoid detection.

19. CHS-1, via a third party, informed law enforcement that phone number xxx-xxx-9231 is the phone number of **Jeffries’** cellphone. The cellphone assigned this number is referred to herein as **Target Phone 1**.

20. Based upon the evidence described in sum and substance below, I seek to charge **Jeffries, McKay, Allen, Roffler, and Smith** with the **Subject Offenses**, as reflected in the chart below:

Defendant	Date of Charged Conduct	Subject Offense Charged
Jeffries	November 1, 2016	Count 1: Distribution of child pornography
McKay	November 1, 2016	Count 1: Distribution of child pornography Count 2: Conspiracy to distribute child pornography
Roffler	November 1, 2016	Count 1: Conspiracy to distribute child pornography
McKay	February 15, 2017	Count 3: Distribution of child pornography Count 4: Conspiracy to distribute child pornography
Allen	February 15, 2017	Count 1: Conspiracy to distribute child pornography
Smith	February 15, 2017	Count 1: Distribution of child pornography Count 2: Selling, and possessing with intent to sell, child pornography on federal property

²³ According to www.torproject.org, “[t]he Tor network is a group of volunteer-operated servers that allows people to improve their privacy and security on the Internet. Tor’s users employ this network by connecting through a series of virtual tunnels rather than making a direct connection, thus allowing both organizations and individuals to share information over public networks without compromising their privacy.” Tor routes a user’s communications across this distributed network of computers, or “nodes.” The last computer through which the communications are routed is known as the “exit node,” and only the Internet Protocol address (or, “IP address”) of the “exit node” is detected by the online service to which the user connects, thereby concealing the origin IP address. This increases an individual’s ability to remain anonymous on the Internet while communicating through the Tor network. In order to access the Tor network, a user must install Tor software.

Tor’s “hidden services” allow individuals to host web sites, web forums and other services without revealing the physical location of the server. Tor’s hidden services are accessed through a 16 character string with “.onion” attached to the end. For example, abcdefghijklmnop.onion. These hidden services can only be accessed if the user is using Tor and operating in the Tor network. This hides both the user’s true IP address and the IP address of the hosted service.

CHS-1's Consensual Sharing With Law Enforcement of Access to FCI Ft. Dix Child Pornography Cloud Accounts

21. On or about August 25, 2016, CHS-1 consented to allow law enforcement to access a number of FCI Ft. Dix CP cloud accounts and a Google Gmail account. CHS-1 advised law enforcement that these were shared accounts to which multiple inmates had access. CHS-1 also provided one or more possible usernames and passwords to access accounts.

22. On or about August 29, 2016, law enforcement accessed one of the accounts using a username and password that CHS-1 had provided. Review of the contents of the account by an experienced FBI Special Agent who has specialized in the investigation of CP cases confirmed the presence of CP images and child erotica. Multiple images appeared to depict prepubescent children, including infants and toddlers. In addition, a folder, as well as numerous video files, contained titles indicative of CP or child erotica. The reviewer documented the review of the account content with the use of video capture and screenshots, which were preserved as evidence.

CHS-1'S FIRST CONSENSUALLY RECORDED ACQUISITION OF CP FROM FCI FT. DIX INMATES (NOVEMBER 1, 2016)

Part 1

(Acquisition of Card 1 from McKay and Agreement to Make Payment to Roffler)

23. On or about November 1, 2016, CHS-1 conducted a consensually recorded acquisition of a 16 GB micro SD card ("**Card 1**") from **McKay**, for which payment was later made to **Roffler**. As noted below, subsequent review of the content of **Card 1** confirmed that it contained CP.

24. Prior to the transaction, law enforcement inspected CHS-1 in an effort to confirm that CHS-1 did not possess any devices or micro SD cards. The search did not reveal any such items. Following the transaction, law enforcement again searched CHS-1 and recovered **Card 1** from CHS-1's front pants pocket.

25. Prior to the transaction with **McKay** and **Roffler**, CHS-1 engaged in conversation with **Inmate 1** regarding the content of a micro SD card located in **Inmate 1's** room:

CHS-1: Is it, is it full? Is the card, what 16 gig?

IM-1: No. No. Yeah. Yeah, no.

CHS-1: It's not full?

IM-1: It's not even close

CHS-1: What's on it exactly?

IM-1: I remember (UI)²⁴

CHS-1: Like just videos?

IM-1: Yea I had (UI) on it, but then all of it, I don't know how, it all just

²⁴ "UI" represents "unintelligible."

disappeared. (UI) I think uhm, I have no clue how it just all disappeared on me one day so I was like whatever (UI)

CHS-1: What do you mean it got deleted?

IM-1: Yea!

CHS-1: So then how'd you get it back on?

IM-1: I've been slowly but surely been getting it back. (UI)

CHS-1: From where, the cloud?

IM-1: No, from, from some sites on the dark web.

CHS-1: Oh alright I didn't know you knew how to do that.

IM-1: Yea I know how to do that!

CHS-1: What just boy stuff? Or what?

IM-1: Yea boy stuff, but umm, yeah, the only thing I don't have, the only thing I don't know, the only thing I don't have is, ya know, a cloud (UI) cause that's what I wanted to do was eventually, you know, get rid of the card completely and, you know, get it on the cloud, you know, on the dark web, cause that's probably better on there than it is having it actually in my possession, ya know?

26. Following this exchange, **Inmate 1** confided in CHS-1 that **Inmate 1** had no intention of stopping his consumption of CP even after his release from custody which, at that time, **Inmate 1** believed would be in 2018:

IM-1: Like I said, I don't even know how much I've got on there, um I have to look at it, and then I wouldn't have any problem loading it up. As long as I can put stuff on the cloud and access that forever later I don't, I don't mind giving you the card like I can buy a card, that's the only thing I, ya know, I'm just gonna be honest but [interrupted by person passing by], like, I'll be honest I have no intention of stopping.

CHS-1: Huh?

IM-1: I'll be honest I have no intention of stopping.

CHS-1: [Laughter]

IM-1: I'll be perfectly 100 percent honest, I have zero intention of stopping so that's why I'm gonna make sure that even if I give you the card I'll still (UI), like I said I'm gonna upload it all to a cloud or something like that.

CHS-1: Why so you can access it when you get out?

IM-1: When I get out or when I'm in here, you know, (UI) what I'm probably gonna do is, like I still got about, I got, I got a little bit, I got a little bit less than a year and a half left to go, I go home in 2018. The idea is to grab as much as I can, upload it to the cloud (UI), a cloud that, you know, will stay there for a while, I don't have to access it every thirty days (UI), umm, and then when, ya know, you know, I'll be able to access it, (UI) probation have it already like all there.

CHS-1: Alright.

IM-1: And that's, and that's how from there on I would probably do it, is through the dark web and all that shit.

CHS-1: Yeah.

IM-1: Use like almost like a burner phone. These are burner phones basically, they could never ever, ever

CHS-1: Anonymous

IM-1: They could never bring, or tag anything back to you. That's the one reason why I like, I like using it here, they can't bring it back, they can't put it, they can't bring it back to you unless they literally catch you red handed, (UI) there's a (UI) guy in the (UI) he got caught with a phone right, and (UI) had child porn on it,

CHS-1: Oh yea?

IM-1: Yeah, but he still came back, he didn't get charged with it.

27. During the recording, CHS-1 arranged to get a second micro SD card ("**Card 2**") from **Jeffries** after the inmate count between 4:00 p.m. and 5:00 p.m.²⁵ This second meeting was also recorded, and the nature of the second transaction is discussed below. *See* Part 2, *infra*.

28. During the first recorded transaction, CHS-1 interacted with **Jeffries** and **McKay**, among others. Relevant discussions included the following:

- a. **Jeffries** explained that CHS-1 could locate "the latest stuff" on particular cloud services or accounts, but that "the newest stuff is on the card":

CHS-1: What cloud do I have to go to, to find the latest stuff? Tonight

AJ: Either [Cloud 1] or, uhm [Cloud 1] has some, and the [Cloud 2] has some

CHS-1: What you just upload to both or just, which one?

AJ: You can upload to either one, I mean (UI) [Cloud 1] isn't as fast as [Cloud 2], but [Cloud 2] has less space

CHS-1: Alright

AJ: So. Uhm.

CHS-1: So the newest stuff where, I mean just both of them?

AJ: The newest stuff is on the card

- b. **McKay** described the content of a particular file on **Card 1** in detail. Specifically, **McKay** referred to "[o]ne of the pictures . . . towards the bottom of the list," and recommended that CHS-1 "watch that one." **McKay** said, furthermore, that the content included a red-headed 11-year-old boy with a blurry face wearing a red shirt with white marks, like polka dots. Law enforcement reviewed the content of the disc and located a video file within a folder titled "Boys," depicting a prepubescent, Caucasian male, with red hair, approximately

²⁵ According to the FCI Ft. Dix Admission and Orientation Inmate Handbook, "counts" occur several times daily and overnight. During daytime counts inmates are required to be present near their assigned bunks. During night counts inmates must be visible to staff. *See* Ft. Dix Inmate Handbook at 4 (April 2016), *available at* https://www.bop.gov/locations/institutions/ftd/FTD_aohandbook.pdf (last visited Apr. 7, 2017).

10-11 years old, wearing a red shirt with numerous white circles on the front, engaged in a sexually explicit act.

29. As noted above, after acquiring **Card 1** from **McKay**, CHS-1 later met with **Roffler** and engaged in the following exchange with **Roffler** regarding **Card 1**, in which **Roffler** acknowledged that **McKay** had told **Roffler** about giving **Card 1** to CHS-1, and **Roffler** agreed to accept payment of \$80 in exchange for **Card 1**:

CHS-1: Roffler, hey, did you get the message?
CR: What message?
CHS-1: From [Inmate 2]?
CR: Come see you?
CHS-1: Yeah, yeah.
CR: I'm here.
CHS-1: Alright. [laughs] Oh, I just wanted to (UI) is there any place I can send a check?
CR: Um,
CHS-1: ...(UI) family or anything?
CR: (UI).
CHS-1: That's it? You don't have any family, I can just take a personal check?
CR: Not really.
CHS-1: Alright. Alright, can you give me your name and number again?
CR: Sure.
CHS-1: Alright, you got, you got paper? Here...Brian gave me the card today.
CR: Okay, yeah he told me about it, yeah.
CHS-1: It's eighty, right? Eighty dollars.
CR: Yeah
CHS-1: Alright. Now what, what videos on there do you not want (UI).
CR: Huh?
CHS-1: (UI) deleted? What movies on there you don't want deleted?
CR: Um, whatever you think is (UI)?
CHS-1: huh?
CR: Whatever you think's not worth it (UI)
CHS-1: Alright
CR: (UI) on the cloud. I gotta find someone to do that.
CHS-1: Alright.

30. CHS-1 informed law enforcement after the transaction that **Card 1** belonged to **Roffler** and **Inmate 2**, but that CHS-1 obtained **Card 1** from **McKay**, who had borrowed it from **Roffler**. CHS-1 also reported to law enforcement that in exchange for CHS-1's purchase of **Card 1**, CHS-1 agreed to pay **Roffler** \$80, with payment to be made to **Roffler**'s inmate account ("books"). CHS-1 informed **Roffler** that CHS-1 would have a friend mail the payment, and that the friend would use a made up name to avoid any subsequent connection to CHS-1. Consistent with CHS-1's understanding with **Roffler**, following CHS-1's receipt of the micro SD card, law enforcement made a payment of \$80 to **Roffler**'s inmate account using information for **Roffler** that CHS-1 provided. CHS-1 informed law enforcement that **Roffler**:

subsequently confirmed to CHS-1 that **Roffler** received the payment.²⁶

31. Following the transaction, law enforcement forensically examined the content of **Card 1** and determined that there were hundreds of CP videos on **Card 1**, including CP videos involving pubescent children and CP with bestiality.

Part 2
(Acquisition of Card 2 from Jeffries)

32. On or about November 1, 2016, CHS-1 conducted a second consensually recorded purchase of a 16 GB micro SD card ("**Card 2**") subsequently confirmed to contain CP, as noted below. CHS-1 obtained **Card 2** from **Jeffries**. Relevant discussions between CHS-1 and **Jeffries** included the following topics and excerpted conversations:

- a. **Jeffries** showed his familiarity with the content of **Card 2** from his description of certain non-CP movies directed by a particular director. When CHS-1 later acquired **Card 2** from **Jeffries**, CHS-1 asked about the movies on **Card 2**, and the name of the "series." **Jeffries** responded "Halloween." Consistent with **Jeffries'** description, a series of movies directed by the movie director **Jeffries** had previously named, including one movie titled "Halloween," were located on **Card 2**.
- b. In addition, **Jeffries** described a CP video depicting a man and a boy later found on **Card 2**:

CHS-1: The video, Brian was telling me about a video with two men and a boy...

AJ: Uh, yeah, a Colombian, or no, uh, little British boy, it's alright, at the end they cum all over him.

CHS-1: Yeah, in the mouth and...

AJ: Yeah...

CHS-1: One in the (UI)

AJ: . . . in the mouth and he pulls it out of his butt and cums on his little wiener, it's all hard and shit.

CHS-1: What uh, is that on the cloud or on a card?

AJ: Yeah it's on there, uh,

CHS-1: It's on the card?

AJ: Fuck, I don't know.

CHS-1: Alright.

AJ: There's too much.

Subsequent review of the contents of **Card 2** confirmed the presence of a video that included "English Boy" in the file title with content consistent with

²⁶ **Roffler's** inmate account does in fact reflect a credit to the account in an amount of \$80 on November 8, 2016.

Jeffries' description. The video depicted a Caucasian adult male's penis penetrating the anus of a prepubescent boy while a second adult male's penis is inserted in the prepubescent boy's mouth. During the recording one of the unknown males removes his penis from the anus of the prepubescent boy and places his penis on the prepubescent boy's genitals. Consistent with **Jeffries'** description, the unknown male ejaculates on the prepubescent boy's penis and abdominal area.

c. **Jeffries** also confirmed his knowledge of the content of the cloud:

CHS-1: How, how big of a card do you need now, to fit everything that's on the cloud?

AJ: Huh?

CHS-1: How big of a card would you need to fit everything that's on the cloud on the card?

AJ: A hundred and twenty gigs.

CHS-1: You serious? Not feature films, I'm talking about...

AJ: To fit everything that's on the cloud...

CHS-1: ...I'm talking about CP...

AJ: ...a hundred and twenty gigs..

CHS-1: [laughs]

AJ: ...a hundred and twenty fucking gigs.

33. After returning from the second transaction, law enforcement again searched CHS-1 and recovered **Card 2** from the front pants pocket of CHS-1. CHS-1 explained that he obtained **Card 2** from **Jeffries**. **Jeffries** stated that he did not want to sell **Card 2** to CHS-1, but had agreed to let CHS-1 borrow it.

34. Following the transaction, law enforcement forensically examined the content of **Card 2** and determined that there were dozens of CP videos on **Card 2**. These included CP videos involving prepubescent children, including infants and toddlers, one CP video involving bestiality, one CP video involving a blindfolded child, and one CP video involving sadomasochism.

35. Law enforcement forwarded the contents of **Card 1** and **Card 2** to the National Center for Missing and Exploited Children ("NCMEC") for examination as part of NCMEC's Child Recognition & Identification System ("CRIS") in order to determine whether law enforcement previously identified any of the child victims depicted on **Card 1** and **Card 2** in other investigations.

36. In a report dated January 30, 2017, NCMEC confirmed that law enforcement had in fact identified certain children depicted in images and videos on **Card 1** and/or **Card 2**, and identified 16 recognized series of CP from those images and/or videos. The NCMEC report provided law enforcement contacts for purposes of verifying the ages and identification of depicted child victims. The contact information for these law enforcement contacts includes agencies around the world, including Canada, Germany, Spain, and Switzerland, as well as numerous jurisdictions around the United States.

37. Subsequent to CHS-1's purchase of **Card 2**, **Jeffries** asked for the card's return. **Jeffries** expressed frustration when CHS-1 said that he had lost **Card 2** and CHS-1 agreed to pay **Jeffries** back \$60 to \$70 for the loss of **Card 2**. CHS-1 informed law enforcement that **Jeffries** would provide CHS-1 with the address of **Inmate 3's** mother so that CHS-1 could make the payment. As noted below, payment was forwarded to **Inmate 3's** mother, consistent with CHS-1's arrangement with **Jeffries**.

Mailing of Payment for Card 2 to Inmate 3's Mother

38. On or about November 7, 2016, CHS-1 confirmed that payment was to be made to the mother of **Inmate 3**, for the loss of **Card 2**, using the mailing address that **Jeffries** had provided CHS-1. **Jeffries** also provided a telephone number for **Inmate 3's** mother and an email address. CHS-1 shared this contact information with law enforcement.

39. The phone number that CHS-1 provided for **Inmate 3's** mother is xxx-xxx-0398. The cellphone assigned this number is referred to herein as **Target Phone 2**.

40. Law enforcement mailed payment to **Inmate 3's** mother using the contact information that CHS-1 received from **Jeffries** and provided to law enforcement. CHS-1 advised law enforcement that, upon receipt of the payment, **Inmate 3's** mother would forward payment to the prison account of **Jeffries** or **Inmate 3**.

CHS-1'S SECOND CONSENSUALLY RECORDED ACQUISITION OF CP FROM FCI FT. DIX INMATES (FEBRUARY 15, 2017)

41. On February 15, 2017, CHS-1 conducted another consensual recording of CHS-1's meetings with targets of the investigation. During the course of the meetings CHS-1 obtained an additional two micro SD cards containing CP.

Part 1 (Acquisition of Card 3 from Allen and McKay)

42. On February 15, 2017, CHS-1 met with **Allen** and paid **Allen** eight "books"²⁷ (which was the outstanding balance on a prior payment that CHS-1 had paid **Allen**) in exchange for one 16 GB micro SD card ("**Card 3**"). During their conversations CHS-1 and **Allen** discussed the source of CP on **Card 3** and the content of **Card 3**. CHS-1, after paying **Allen**, arranged to take possession of **Card 3** from **McKay**. Relevant statements with **Allen** include the following:

- a. **Allen** explained that he accessed websites on TOR using different applications or "apps" that he was able to download, but noted that the sites disappear. Regarding one site that had remained for some time, **Allen** said that it "could be a

²⁷ The term "book" refers to a quantity of 20 First Class stamps, with a current face value of \$8 in cash, but a value on the compound of \$10. According to the FCI Ft. Dix Inmate Handbook, inmates are permitted 60 First Class stamps.

fucking FBI trap,” noting that in one instance the FBI had, in his words, “hacked” a website in order to locate CP offenders accessing the site.

- b. CHS-1 confirmed with **Allen**, prior to taking possession of **Card 3**, that the card contained CP:

CHS-1: There’s no adult shit right? It’s just all CP.

JA: Yeah yeah yeah yeah yeah yeah.

CHS-1: Alright.

JA: I don’t waste my time with that.

CHS-1: Alright.

(Both laughing)

JA: Yeah (UI) so it’s it’s a mix match of a bunch of different shit.

CHS-1: That’s your own stuff? That’s not just from the cloud?

JA: No that’s yeah that’s everything I got.

CHS-1: Alright alright.

JA: (UI) It’s a mix of anything and everything.

CHS-1: What girls, boys?

JA: Girl, boy anything yeah.

- c. **Allen’s** statements confirmed his knowledge of the contents of **Card 3**, and subsequent review of the contents of **Card 3** confirmed the accuracy of **Allen’s** descriptions:
 - i. **Allen** stated again that “it’s a mix and match. A bunch of different fucking shit from different series, different girl, different boys.” He further explained one such CP series by referencing its name. Based upon my training and experience, I am familiar with this particular series of CP, and identified multiple files containing the series on **Card 3**.
 - ii. **Allen** stated that “there’s some picture stuff on there. But most of it’s, ninety percent of it’s video.” Subsequent review of the contents of **Card 3** by a forensic examiner confirmed that there were approximately 550 videos and approximately 878 images on **Card 3**, however the file size ratio was approximately 12.6 GB of video to 439 MB of images, which is a ratio of approximately 97 percent video file size to 3 percent image file size.²⁸
- d. **Allen** confirmed that he backed up the contents of **Card 3** that he was selling to CHS-1.
- e. **Allen** stated that “books” of stamps are easier to hide than pouches of mackerel (or “Mack,” another form of prison currency) because books are easier to conceal

²⁸ Using an online conversion tool, I know that 439 MB is equivalent to approximately 0.43 GB. See <http://www.convertunits.com/from/MB/to/GB>.

“Versus fucking a hundred macks ‘cause it will fall out of my locker.”

43. Following the above conversation with **Allen**, CHS-1 met with **McKay**, informed **McKay** that CHS-1 had paid **Allen**, and arranged to meet **McKay** later in the day to acquire **Card 3**.

44. At a later point, CHS-1 met **McKay** and obtained **Card 3** from **McKay**. **McKay** provided **Card 3** to CHS-1 wrapped in toilet paper and instructed CHS-1 to place **Card 3** in CHS-1’s sock. Relevant statements with **McKay** include the following:

- a. **McKay** instructed CHS-1 to put **Card 3** in CHS-1’s sock, explaining that CHS-1 had lost a prior card from an earlier transaction that CHS-1 had placed in CHS-1’s pocket.
- b. **McKay’s** discussion with CHS-1 confirmed **McKay’s** knowledge of the content of **Card 3**. For example, the two had the following exchange:

CHS-1: Wondering. Is two hours gonna be enough to see everything on there?

BM: No.

CHS-1: No? I got.

BM: Not if you do it the way you I think you do it which you watch from beginning to end.

CHS-1: Alright well I may what are there two hour clips on there?

BM: No. They’re not that –

CHS-1: They’re all like five ten minutes?

BM: No there’s a couple that are um like thirty minutes maybe an hour.

Subsequent review of the contents of **Card 3** confirmed the presence of videos of a length consistent with **McKay’s** description. For example, **Card 3** contains approximately eight videos of at least 30 minutes in length, including one that is approximately 52 minutes and another approximately 57 minutes in length.

45. **McKay** described the content of one particular video with CHS-1 in the excerpted discussion below:

CHS-1: This one (UI) any adult porn, right?

BM: Not that I know of I didn’t see anything like that.

CHS-1: Alright good. I don’t wanna waste time with that bullshit. It shouldn’t be taking up space.

BM: You’ll like the one too with the uh, uhm, ten-year-old getting fucked and sucking at the same time, you’ll like that one too.

CHS-1: By who?

BM: I think he’s getting fucked by another kid.

CHS-1: How old is he?

BM: The other kid – I don’t know, but his fucking dick’s not that thick and then he, he’s laying on his back and the other kid’s (UI) and his little

dick's all hard and shit, fucking cute, and uh, I guess the camera guy's like fuck it sticks his dick in his mouth, and the kid's just smiling away happy as could be and fucking cute, he's cute as hell.

CHS-1: American or what?

BM: He's white I don't know.

CHS-1: Oh, yeah. I thought he was Spanish.

BM: He could have been Polish he could have been Russian I don't know he's just white.

CHS-1: Where is that clip? Where can I find that?

BM: I don't know. It's either in the shorts or it's in the first one.

46. Following the transaction, law enforcement forensically examined the content of **Card 3** and determined that there were a total of approximately 340 CP videos (including 172 prepubescent CP videos, 19 infant/toddler CP videos, 6 prepubescent CP videos with sadomasochism, and 3 prepubescent CP videos with bestiality and sadomasochism) and approximately 577 CP images (including 194 prepubescent CP images, 1 prepubescent CP image with bestiality and sadomasochism, and 19 prepubescent CP images with sadomasochism).

Part 2 (Acquisition of Card 4 from Smith)

47. On February 15, 2017, CHS-1 also met with **Smith** and gave **Smith** two books of stamps (which was in addition to one prior book that CHS-1 had paid **Smith**, for a total value of \$30) in exchange for one 16 GB micro SD card ("**Card 4**"). During their conversations CHS-1 and **Smith** discussed the source of CP on **Card 4** and the content of **Card 4**. Relevant statements included the following:

- a. **Smith** told CHS-1 that **Card 4** contained three hundred images, no videos, and that the subjects depicted in the images were males:

CHS-1: What is on here?

ES: Just, pictures.

CHS-1: (UI)

ES: Just pictures on there.

CHS-1: There's no videos?

ES: No! That's what I was gonna do tonight, dog!

CHS-1: Damn, how many pictures?

ES: Three hundred.

CHS-1: What, it's all the, the...

ES: It's just the boy stuff.

Subsequent review of the contents of **Card 4** confirmed the presence of approximately 263 CP images, as noted below, and no videos. Review further confirmed that the images depicted mostly (although not entirely) males.

- b. **Smith** and CHS-1 discussed **Smith's** review of the content of a cloud account,

and Jeffries's plan to change the password for the cloud account in order to charge others for access to the account:

ES: He wants to, he was thinking about changing the password, making people pay him (UI).
CHS-1: He's not gonna charge you is he?
ES: Huh?
CHS-1: He's not gonna charge you?
ES: I don't think so.
CHS-1: Alright.
ES: Well, the thing is, like every month he would change it again.
CHS-1: How often do you get on there, though?
ES: Me?
CHS-1: Yeah.
ES: Well when I have stamps, I get on about every other day.
CHS-1: Oh, on the cloud?
ES: And I have stamps again now, so...
CHS-1: On the cloud.
ES: Yeah.
CHS-1: Yeah, once you've seen it - you've seen it.
ES: Um, it's, it's nice to watch things again and again.
CHS-1: [Laughs]
ES: But I mean, the fucking phone is so God damned slow.

- c. Regarding the downloading of CP from the cloud, **Smith** stated that he was benefiting not only from getting paid to download the material – which he did not do to profit – but also because he was able to consume it himself:

ES: I wasn't, I wasn't gonna take any profit.
CHS-1: Yeah.
ES: I was literally gonna use them *all* to download.
CHS-1: Alright.
ES: I mean I know that they were intended as...
CHS-1: So, you just like doing it for free. [laughs]
ES: I mean it's not really free, I mean...
CHS-1: For fun.
ES: I get to watch it too, so.
CHS-1: Yeah.
ES: It's like being a chef. I get paid to make something but I get to eat it, too. I mean that makes sense right?
CHS-1: Kinda.
ES: So, that's the way I look at it.

48. Following the transaction, law enforcement forensically examined the content of **Card 4** and determined that there were a total of over 200 CP images (including 213 prepubescent images).

49. Law enforcement forwarded the contents of **Card 3** and **Card 4** to NCMEC for examination as part of NCMEC's CRIS program in order to determine whether law enforcement previously identified any of the child victims depicted on **Card 3** and **Card 4** in other investigations.

50. In a report dated April 17, 2017, NCMEC confirmed that law enforcement had in fact identified certain children depicted in image and video files on **Card 3** and image files on **Card 4**. From **Card 3**, NCMEC identified 50 recognized series of CP from the image and video files. The NCMEC report provided law enforcement contacts for purposes of verifying the ages and identification of depicted child victims. The contact information for these law enforcement contacts includes agencies around the world, including in Belgium, Canada, Denmark, Ecuador, France, Germany, the Republic of Moldova, Russia, Spain, Sweden, Switzerland, the United Kingdom, as well as numerous jurisdictions around the United States.

51. From **Card 4**, NCMEC identified 20 recognized series of CP from the images. The NCMEC report provided law enforcement contacts for purposes of verifying the ages and identification of depicted child victims. The contact information for these law enforcement contacts includes agencies around the world, including Canada, France, Germany, the Netherlands, Russia, and Switzerland, as well as numerous jurisdictions around the United States.

The Interview of CD-1 (March 8, 2017)

52. During the course of the investigation, after CHS-1 had obtained contraband from one of the five charged defendants referenced above, that defendant offered his cooperation to law enforcement. In order to protect the identity of this charged defendant he is referred to, from the time of his cooperation with law enforcement, as Cooperating Defendant 1 ("CD-1").

53. On or about March 8, 2017, law enforcement interviewed CD-1, after CD-1 had voluntarily contacted the FCI Ft. Dix Special Investigative Unit on or about February 23, 2017 regarding the FCI Ft. Dix Child Pornography Network. CD-1 acknowledged having used a phone to access and view CP in the cloud account that **Jeffries** had established. CD-1 explained that he used a phone to download a cloud application and then was able to view CP images and videos. CD-1 further stated that others, including **Jeffries**, had told CD-1 that micro SD cards were available and were better for viewing CP because they would play in regular speed and would not be delayed by buffering or loading.

54. CD-1 was able to provide the address of the cloud account used to store CP, as well as the username and password to access the account. CD-1 advised that **Jeffries** provided CD-1 with this information.²⁹ CD-1 was also able to explain that one of the cloud accounts contained CP organized in folders – one folder for boy videos, a second folder for girl videos,

²⁹ The username and password that CD-1 provided matched a username and password that CHS-1 previously provided to law enforcement, which law enforcement used in order to access the cloud accounts and Gmail account described above.

and a third folder for boy and girl videos.³⁰ According to CD-1, a separate cloud account has content only involving men and boys.³¹

55. CD-1 stated that another inmate introduced him to CHS-1, and that CD-1 learned that CHS-1 had a blank micro SD card. CD-1 stated that he loaded the blank micro SD card for CHS-1 in exchange for payment in stamps. Although CD-1 expected to continue to have access to the micro SD card from CHS-1, and therefore to be able to view the content of the micro SD card when CD-1 had rented a phone, CHS-1 told CD-1 that CHS-1 had sold the card to another inmate. CD-1 was aware of the content of this micro SD card, which he described as containing images and videos of children between the ages of 3 and 14 years old.³²

56. CD-1 further stated that **Jeffries** was very good with a cell phone, and that **Jeffries** could always get it to work when CD-1 needed help viewing CP from a cellphone. CD-1 stated that he would watch as **Jeffries** would download CP, select images and videos of boys or girls and load it to a micro SD card.

57. CD-1 stated that he, another inmate, and **Jeffries** bought their own micro SD card from another inmate ("W-2") for \$50. CD-1 described W-2 as an older white male, bald, with a foreign accent.³³ CD-1 stated that the card was a 16 GB micro SD card and that he paid W-2 for the card.

58. CD-1 explained that he had rented a cellphone for \$10 an hour from someone in the room next door to W-2, but that after he met **Jeffries**, **Jeffries** took the cellphone and the micro SD card and left. **Jeffries** later returned later and told CD-1 that there was CP on the card and that **Jeffries** had only used one tenth of the space on the micro SD card.

59. CD-1 advised that many inmates on the compound view CP, but that he did not know everyone by name. CD-1 also stated that each housing unit has one corrections officer, and that there are lookouts in every stairwell who are able to notify the unit when an officer leaves his or her office within the housing unit. According to CD-1, in addition to viewing CP and using cellphones, inmates at FCI Ft. Dix are getting tattoos, cooking alcohol, and doing drugs. CD-1 stated that inmates hide cellphones in light fixtures, jacket liners, closets, and under lockers.

³⁰ Although the content that law enforcement previously viewed was different from this description, it is of course possible that the contents and folder structure in the account changed over time, or that law enforcement was not able to view the particular account CD-1 referenced.

³¹ *See id.*

³² Subsequent review of the content of the seized micro SD card confirmed images of children in this approximate age range. However, CD-1's statement regarding the presence of videos was incorrect; there were only images on the micro SD card.

³³ CD-1 positively identified W-2 from photographs that law enforcement provided.

Analysis of Telephone Records

60. During the course of the investigation law enforcement obtained from Sprint call detail records (“CDRs”) for **Target Phone 1**, the cellular telephone that CHS-1 identified as a cellphone that **Jeffries** has used. *See* paragraph 19, *supra*. In addition, law enforcement obtained the approved BOP phone lists for targets of the investigation – *i.e.*, lists of names of individuals and associated phone numbers with whom the inmate can communicate via BOP provided telephones³⁴ – and compared the numbers from the approved phone lists with the CDRs relating to **Target Phone 1**. This comparison revealed the following:

- a. Contacts between **Target Phone 1** and numbers on **Jeffries**’ approved phone list:
 - i. During May and June 2016, **Target Phone 1** communicated – via incoming and/or outgoing voice calls – with a telephone number listed on **Jeffries**’ approved phone list in the name of **Jeffries**’ grandmother.
 - ii. During June 2016, **Target Phone 1** communicated – via incoming and/or outgoing text messages – with a telephone number listed on **Jeffries**’ approved phone list in the name of a female sharing the same last name as W-2, who is listed on W-2’s inmate contact list as W-2’s spouse.
 - iii. During the period from April through July 2016, **Target Phone 1** communicated – via incoming and/or outgoing voice calls and/or text messages – with a telephone number listed on **Jeffries**’ approved phone list in the name of a female believed to be **Jeffries**’ mother.
 - iv. During the period from April through July 2016, **Target Phone 1** communicated – via incoming and/or outgoing voice calls and/or text messages – with a telephone number listed on **Jeffries**’ approved phone list in the name of an identified male.
- b. Contacts between **Target Phone 1** and numbers on **Inmate 3**’s approved phone list:
 - i. During the period from May through August 2016, **Target Phone 1** communicated – via incoming and/or outgoing voice calls and/or text messages – with a telephone number listed on **Inmate 3**’s approved phone list in the name of **Inmate 3**’s mother, *i.e.*, the number associated with **Target Phone 2**.

³⁴ These calls are monitored and recorded. During the investigation, as noted below, law enforcement obtained copies of the recorded calls for particular inmates in order to compare the voices on the inmates’ recorded telephone conversations with the covert recordings conducted by CHS-1 in furtherance of this investigation in order to confirm the identity of the speakers on the covert recordings.

- ii. During June 2016, **Target Phone 1** communicated – via incoming and/or outgoing text messages – with a telephone number listed on **Inmate 3's** approved phone list in the name of **Inmate 3's** brother.
- iii. During June and July 2016, **Target Phone 1** communicated – via incoming and/or outgoing text messages – with a telephone number listed on **Inmate 3's** approved phone list in the name of **Inmate 3's** father.

61. Analysis of call history from BOP phone lists for the inmates reflects the following notable contacts:

- a. On January 17, 2017, a call was placed from **Jeffries'** account to the number associated with **Inmate 3's** mother and **Target Phone 2**.

CONCLUSION

62. For the foregoing reasons, I have probable cause to believe that the defendants have committed the **Subject Offenses**.