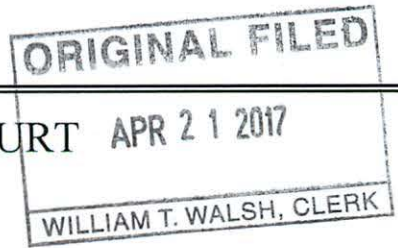


UNITED STATES DISTRICT COURT

for the

DISTRICT OF NEW JERSEY



United States of America

v.

ERIK M. SMITH

Case No. Mag. No. 17-5518 (KMW)

\_\_\_\_\_  
*Defendant(s)*

### CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of February 15, 2017 in the county of Burlington in the  
       District of New Jersey, the defendant(s) violated:

*Code Section**Offense Description*

Title 18, United States Code,  
 Section 2252A(a)(2)(B) & (b)(1)

Distribution of child pornography – i.e., knowingly distributing material  
 containing child pornography in and affecting interstate or foreign commerce.

Title 18, United States Code,  
 Section 2252A(a)(4) & (b)(1)

Selling 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

This criminal complaint is based on these facts:

See Attachment B.

☒ Continued on the attached sheet.

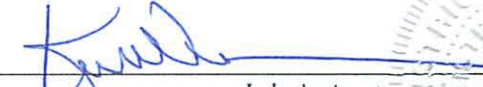
  
 Complainant's signature

Kevin P. Matthews, Special Agent, FBI

Printed name and title

Sworn to before me and signed in my presence.

Date: 04/21/2017

  
 Judge's signature

City and state: Camden, New Jersey

Hon. Karen M. Williams, U.S. Magistrate Judge

Printed name and title

RECEIVED

UNITED STATES DISTRICT COURT

WEST VIRGINIA

CHIEF OF COURT

CLERK OF COURT

DEPUTY CLERK OF COURT

DEPUTY CLERK OF COURT

COMPLAINT

That the undersigned do hereby certify that the following is a true and correct copy of the original as the same appears in the files of the Court.

Witness my hand and the seal of the Court at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_.

\_\_\_\_\_  
Chief of Court

\_\_\_\_\_  
Deputy Clerk of Court

For the undersigned, the undersigned do hereby certify that the following is a true and correct copy of the original as the same appears in the files of the Court.

\_\_\_\_\_  
Deputy Clerk of Court

\_\_\_\_\_  
Deputy Clerk of Court

\_\_\_\_\_  
Deputy Clerk of Court

\_\_\_\_\_  
Deputy Clerk of Court

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Deputy Clerk of Court

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Deputy Clerk of Court

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Deputy Clerk of Court

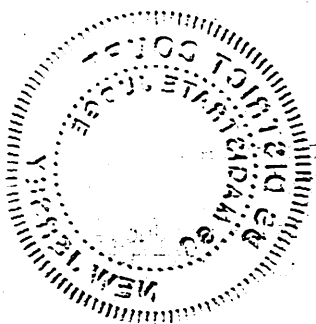
\_\_\_\_\_  
Deputy Clerk of Court

\_\_\_\_\_  
Deputy Clerk of Court

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Deputy Clerk of Court

\_\_\_\_\_  
Deputy Clerk of Court

\_\_\_\_\_  
Deputy Clerk of Court



**CONTENTS APPROVED**

**UNITED STATES ATTORNEY**

By: /s/ *Justin C. Danilewitz*  
Assistant U.S. Attorney Justin C. Danilewitz  
Date: April 21, 2017

## **ATTACHMENT A**

### **Count 1 (Distribution of Child Pornography)**

On or about February 15, 2017, in Burlington County, in the District of New Jersey and elsewhere, defendant

ERIK M. SMITH

did knowingly and intentionally distribute material containing child pornography using a means or facility of interstate or foreign commerce, and that affected interstate or foreign commerce, by any means, including by computer, after having been previously convicted of offenses under Chapter 110 of Title 18 of the United States Code, namely the possession of child pornography, in violation of Title 18, United States Code, Section 2252A(a)(5)(B) & (b)(2), and the distribution of child pornography, in violation of Title 18, United States Code, Section 2252A(a)(2) & (b)(1).

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

### **Count 2 (Selling Child Pornography on Federal Property)**

On or about February 15, 2017, in Burlington County, in the District of New Jersey and elsewhere, defendant

ERIK M. SMITH,

while a sentenced inmate of Federal Correction Institution, Fort Dix, did knowingly and intentionally sell, and possess with intent to sell child pornography, in the special territorial jurisdiction of the United States, and on any land or building owned by, leased to, or otherwise used by or under the control of the United States Government, after having been previously convicted of offenses under Chapter 110 of Title 18 of the United States Code, namely the possession of child pornography, in violation of Title 18, United States Code, Section 2252A(a)(5)(B) & (b)(2), and the distribution of child pornography, in violation of Title 18, United States Code, Section 2252A(a)(2) & (b)(1).

In violation of Title 18, United States Code, Section 2252A(a)(4) & (b)(1).