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UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

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UNITED STATES OF AMERICA : Mag. No. 13-6043  
 :  
 v. : Hon. Steven C. Mannion  
 :  
 ANDREW JOHNSON : **CRIMINAL COMPLAINT**

I, Kevin P. Matthews, being duly sworn, state the following is true and correct to the best of my knowledge and belief:

SEE ATTACHMENT A

I further state that I am a Special Agent with the Federal Bureau of Investigation and that this Complaint is based on the following facts:

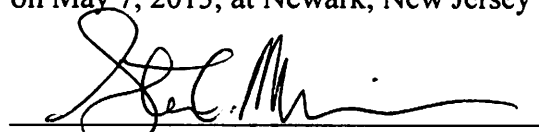
SEE ATTACHMENT B

continued on the attached page and made a part hereof.



Kevin P. Matthews, Special Agent  
Federal Bureau of Investigation

Sworn to before me and subscribed in my presence,  
on May 7, 2013, at Newark, New Jersey



HONORABLE STEVEN C. MANNION  
UNITED STATES MAGISTRATE JUDGE

## **ATTACHMENT A**

On or about July 3, 2012, December 7, 2012, and April 4, 2013, in Union County, in the District of New Jersey, and elsewhere, defendant

**ANDREW JOHNSON**

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, Kevin P. Matthews, am a Special Agent with the Federal Bureau of Investigation. I have knowledge of the following facts based upon both my investigation and discussions with other law enforcement personnel and others. Because this affidavit is being submitted for the sole purpose of establishing probable cause to support the issuance of a complaint, I have not included each and every fact known to the government concerning this matter. Where statements of others are set forth herein, these statements are related in substance and in part. Where I assert that an event took place on a particular date, I am asserting that it took place on or about the date alleged.

### **Background**

1. At all times relevant to this Complaint, defendant ANDREW JOHNSON was a resident of Cranford, New Jersey.

### **The Investigation**

2. On or about July 3, 2012, an FBI Special Agent working in an undercover capacity accessed a publicly available peer-to-peer ("P2P") network over the Internet and observed an individual using an assumed name and a certain Internet Protocol ("IP") address that was logged into the network. The investigation revealed that the username and IP address belonged to an individual, later identified as defendant JOHNSON. According to the P2P network, defendant JOHNSON was sharing files.

3. The undercover agent browsed defendant JOHNSON's shared directories and observed numerous video files with titles indicative of child pornography. Between 8:36 AM and 9:28 AM EDT, the undercover agent downloaded from defendant JOHNSON's folders approximately 3 image files and 17 video files, all of which depicted child pornography. Two of the files downloaded by the undercover agent from defendant JOHNSON are described as follows:

IMAGE	FILENAME	DESCRIPTION
1	GirlSuckingboy	This image appears to depict a Caucasian, naked, prepubescent girl with brown hair kneeling on the floor in front of a Caucasian, naked, prepubescent boy. The boy and girl are next to a bed in a room with brown wood-like paneling on the walls and grey carpet. There are clothes and other items on the floor near the children. The boy's right hand is on his hip and he is looking down at the girl. The boy's penis is in the girl's mouth.

IMAGE	FILENAME	DESCRIPTION
2	1ca1	This image appears to depict a Caucasian, naked, prepubescent boy with light brown hair standing in front of a Caucasian, naked, prepubescent girl who is lying on her back on a bed. There is an open closet behind the boy with adult clothing in it. The dark brown haired girl's hips are on the edge of the bed and her legs are in the air. The boy's hands are on the girl's knees and his penis is on top of the girl's vagina.

4. On or about December 7, 2012, an FBI Special Agent working in an undercover capacity accessed the P2P network referenced in paragraph 2 and observed an individual using the same assumed name referenced in paragraph 2, later identified as defendant JOHNSON. According to the P2P network, defendant JOHNSON was sharing files.

5. The undercover agent browsed defendant JOHNSON's shared directories and observed numerous video files with titles indicative of child pornography. Between 8:40 AM and 9:53 AM EST, the undercover agent downloaded from defendant JOHNSON's folders approximately 1 image file and 14 video files, all of which depicted child pornography. One of the files downloaded by the undercover agent from defendant JOHNSON is described as follows:

VIDEO	FILENAME	DESCRIPTION
1	P101 ST Catholics academy for Boys	This video appears to depict two Caucasian, prepubescent boys in a room with brown wood-like paneling and a bed without sheets. The boys are both wearing shorts. Boy #1 is lying on the bed and Boy #2 begins to take off Boy #1's shorts. Boy #1 is lying naked on the bed as the camera zooms in on Boy #1's genitals. Boy #2 begins to perform oral sex on Boy #1. Boy #1 uses both hands to push Boy #2's head up and down on his genitals. The video is edited to reveal Boy #2 lying on the bed with boy #1 taking off Boy #2's shorts. Boy #1 is still naked. Boy #1 pulls off Boy #2's shorts and begins to perform oral sex on boy #2. Boy #2 uses both hands to push Boy #1's head up and down on his genitals. Boy #1 later lies down and Boy #2 straddles Boy #1. Both boys' genitals are in each other's faces. They perform oral sex on each other. Boy #2 later puts some light colored cream on Boy #1's anus and begins to attempt to have anal sex with Boy # 1. The video freezes with Boy #2 attempting to have anal sex with Boy #1. This video is approximately 2 minutes and 29 seconds.

6. On April 4, 2013, an FBI Special Agent working in an undercover capacity again accessed the P2P network referenced in paragraph 2 and observed an individual using the same assumed name referenced in paragraph 2. Between 8:33 AM and 8:53 AM EDT, the undercover agent downloaded from defendant JOHNSON's folders approximately 4 image files and 24 video files, all of which depicted child pornography

7. On May 7, 2013, law enforcement officers executed a search warrant at defendant JOHNSON's residence in Cranford, New Jersey (the "residence"). At the residence, law enforcement discovered various computer equipment belonging to defendant JOHNSON, including a laptop computer with the P2P program installed on it. Among the files law enforcement found on the laptop computer belonging to defendant JOHNSON were images of child pornography, as defined by Title 18, United States Code, Section 2256(8), including material that involved prepubescent minors. The files described above, which were downloaded from defendant JOHNSON on July 3, 2012 and December 7, 2012, were also contained on defendant JOHNSON's laptop.

8. During and after the search of the residence, and after being advised of his Miranda rights, defendant JOHNSON admitted to law enforcement officers, among other things, in substance and in part, that he has a collection of child pornography images and videos and is sexually aroused by videos depicting child pornography.

9. Defendant JOHNSON also was shown a printout of his profile page on the P2P network. He acknowledged that he was the sole user of the P2P network account. He also admitted that he shares pornographic images of children with other people via the aforementioned P2P network and that the laptop computer on which the above images and video were found belongs to him.

10. Based upon my education, training and experience, and my discussions with other law enforcement officers, and to the best of my knowledge, the images described in paragraph 3, above, and the video described in paragraph 5, above, traveled in interstate commerce and were produced using materials that were mailed and shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, that is, the images were downloaded from the Internet, based upon, among other things, their presence on defendant JOHNSON's laptop computer and law enforcement's knowledge that defendant JOHNSON had shared these images on an internet-based P2P network.

6. On April 4, 2013, an FBI Special Agent working in an undercover capacity again accessed the P2P network referenced in paragraph 2 and observed an individual using the same assumed name referenced in paragraph 2. Between 8:33 AM and 8:53 AM EDT, the undercover agent downloaded from defendant JOHNSON's folders approximately 4 image files and 24 video files, all of which depicted child pornography

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