
UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA

v.

LAYNE BRACHT

:
: Hon. Lois H. Goodman
:
: Mag. No. 14-4502 (LHG)
:
: **CRIMINAL COMPLAINT**

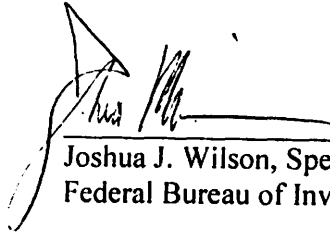
I, Joshua J. Wilson, being duly sworn, state the following is true and correct to the best of my knowledge and belief:

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 pages and made a part hereof.



Joshua J. Wilson, Special Agent
Federal Bureau of Investigation

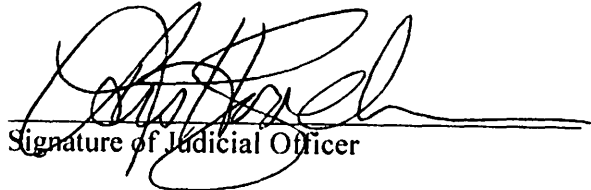
Sworn to before me and subscribed in my presence,

January 15, 2014
Date

at

Trenton, New Jersey
City and State

Honorable Lois H. Goodman
United States Magistrate Judge
Name and Title of Judicial Officer



Signature of Judicial Officer

ATTACHMENT A

On or about January 15, 2014, in Monmouth County, in the District of New Jersey, and elsewhere, the defendant,

LAYNE BRACHT,

did knowingly possess material that contained at least three images of child pornography, as defined in Title 18, United States Code, Section 2256(8), which images were mailed, shipped, and transported using any means or facility of interstate and foreign commerce and in and affecting interstate and foreign commerce by any means, including by computer, and that were produced using materials that were mailed, 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)(5)(B).

ATTACHMENT B

I, Joshua J. Wilson, a Special Agent with the Federal Bureau of Investigation (“FBI”), having conducted an investigation and discussed this matter with other law enforcement officers who have participated in this investigation, have knowledge of the following facts:

1. On or about October 28, 2013, an FBI Special Agent working in an undercover capacity accessed a publicly available peer-to-peer (“P2P”) network over the Internet. While on the network, the Special Agent observed an individual logged onto the network using a specific username and Internet Protocol (“IP”) address. The investigation later revealed that the username and IP address belonged to defendant LAYNE BRACHT (“BRACHT”).

2. The undercover agent browsed BRACHT’s shared folders on the P2P network and observed files depicting images of child pornography, as defined by Title 18, United States Code, Section 2256(8). The agent downloaded approximately 19 child pornography images from BRACHT’s shared folders between approximately 10:23 PM and 10:44 PM EST. Three of the images downloaded by law enforcement from BRACHT had filenames and descriptions as follows:

FILENAME	DESCRIPTION
! sucking hard cock096.jpg	This image appears to depict a Caucasian female, approximately 6-9 years old, with brown hair. The image is a close up of the girl performing fellatio on the penis of an adult male. The girl is wearing a white shirt with pink edging at the collar. The girl’s hands are on the adult male’s penis and she appears to have pink and purple nail polish on her fingernails. The male appears to have brown body hair.
!7fa#805.jpg	This image appears to depict a naked prepubescent female with brown hair sitting in a reclined position. There appears to be a yellow blanket next to her and the piece of furniture she is sitting on has a multi-colored pattern. The girl’s hands are on her inner thighs, spreading her legs and exposing her vagina to the viewer. The girl’s genitalia is the focal point of the image.

FILENAME	DESCRIPTION
04yo – ygniece 002.jpg	This image appears to depict a prepubescent Caucasian female lying on her stomach on a bed. The girl is naked from the waist down and wearing a pink long sleeved shirt. An adult Caucasian male is lying on his left side next to the girl. The male is wearing only red shorts which have been pulled down exposing his erect penis. The male appears to be attempting to penetrate the girl either vaginally or anally with his penis. The male appears to have brown or black body hair. The image is taken from the foot of the bed.

3. On or about January 15, 2014, law enforcement officers executed a search warrant at BRACHT's residence in Highlands, New Jersey ("the residence"). At the residence, law enforcement officers discovered computer equipment belonging to BRACHT, including a laptop computer. Law enforcement officers reviewed the contents of the laptop, which was found to contain images and videos of what appear to be child pornography as defined by Title 18, United States Code, Section 2256(8). Three of the images found on BRACHT's laptop computer had filenames and descriptions as follows:

FILENAME	DESCRIPTION
V(198).jpg	This image appears to depict a prepubescent Caucasian female, approximately 4 years old, with brown hair laying on a multicolored blue sheet. Her arms are above her head with a multicolored blouse pushed up around her neck. She is naked from the waist down. At the bottom of the image an erect penis can be seen penetrating the female.
(Pthc-Jho-Lolifuck) 8 Yo Blondie Licking 2 Big Cocks.jpg	This image appears to depict a prepubescent Caucasian female, approximately 8 years old, with blue eyes wearing a pink shirt with a small picture of Snoopy on the front of the shirt. On her left wrist she has blue bracelets and on her right wrist she is wearing multicolored bracelets. She is holding two erect penises in each of her hands and two naked adult males are standing next to her. Both penises are placed in the corner of the young female's mouth with her tongue sticking out.

FILENAME	DESCRIPTION
img20051005020923.jpg	This image appears to depict a naked prepubescent Caucasian female and a naked adult Caucasian male. The girl is lying on her back. The image is an extreme close up of the male attempting to penetrate the vagina of the girl with his penis. The male is holding his penis with his left hand as he does this. The male appears to have brown pubic hair.

4. After being advised of his Miranda rights, BRACHT admitted to law enforcement, in substance and in part, that he uses the P2P program to download child pornography. BRACHT also admitted, in substance and in part, that he is the sole user of the P2P network account.

5. 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 two were produced using materials that were mailed, 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 location on the laptop. Further, based on my review of the images, as well as my education, training, and experience, the images depict real children under the age of 18.