

U.S. DISTRICT COURT
UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN

2014 NOV 12 P 3:55

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSEPH H. MARTIN,

Defendant.

JON A. SANFILIPPO
CLERK

Case No. 14-CR-

[18 U.S.C. § 2252(a)(1)]

14 - CR217

Green Bay Division

INDICTMENT

COUNT ONE

Transporting Child Pornography

THE GRAND JURY CHARGES:

1. On or about May 17, 2014, in the Eastern District of Wisconsin, and elsewhere,

JOSEPH H. MARTIN

did knowingly transport and ship using a means or facility of interstate or foreign commerce, namely, a computer connected to the Internet, child pornography, as defined in Title 18 United States Code, Section 2256(8)(A).

2. The child pornography transported and shipped by the defendant included a 33 minute and 14-second video identified by the file name *russin mom ... 12 yr old ... avi*, depicting a prepubescent female masturbating and fellating a male.

All in violation of Title 18, United States Code, Section 2252(a)(1).

COUNT TWO

Transporting Child Pornography

THE GRAND JURY FURTHER CHARGES:

1. On or about August 11, 2014, in the Eastern District of Wisconsin, and elsewhere,

JOSEPH H. MARTIN

did knowingly transport and ship using a means or facility of interstate or foreign commerce, namely, a computer connected to the Internet, child pornography, as defined in Title 18 United States Code, Section 2256(8)(A).

2. The child pornography transported and shipped by the defendant included a 12-minute and 38-second video identified by the file name *pthc ...10ygirl ...show .flv*, depicting a prepubescent female lasciviously exposing her naked vagina and inserting her finger into her vagina.

All in violation of Title 18, United States Code, Section 2252(a)(1).

FORFEITURE ALLEGATION

1. That, as a result of the violations of Title 18, United States Code, Section 2252, set forth above, the defendant, Joseph H. Martin, shall forfeit to the United States of America the following:

- a. Any visual depiction described in Title 18, United States Code, Section 2252, or any book, magazine, periodical, film, videotape, or other matter which contains any such visual depiction, which was produced, transported, mailed, shipped, or received in violation of any such offense;
- b. Any property, real or personal, constituting or traceable to gross profits or other proceeds obtained from such an offense; and
- c. Any property, real or personal, used or intended to be used to commit or to promote the commission of such offense, including but not limited to:
 - i. Sony VAIO PCG-61A12L laptop, serial number 27553925 3045170;
 - ii. Sandisk Cruzer 8GB thumb drive, serial number BI0810NKIB SDCZ6-8192RB;
 - iii. Sandisk Cruzer Glide 4GB thumb drive, serial number SDCZ60-004G BH130524583N;
 - iv. Sandisk Cruzer Edge 8GB thumb drive, serial number SDCZ51-008G BI1207ZQRB;
 - v. Sandisk Cruzer 4GB thumb drive, serial number BH0803KCIB SDCZ6-4096RB; and
 - vi. Acer Aspire 5570Z Series ZR1 laptop, serial number LXAYA0X0177170878A2500.

2. If any of the property subject to forfeiture, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;

- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 18, United States Code, Section 2253(a), to seek forfeiture of any other property of the defendant up to the value of the property subject to forfeiture.


All pursuant to Title 18, United States Code, Section 2253.

A TRUE BILL:



FOREPERSON

Dated: NOV. 12, 2014


JAMES L. SANTELLE
United States Attorney