

FILED

FEB 11 2010 *ms*

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CRIMINAL COMPLAINT

UNITED STATES OF AMERICA

v.

CASE NUMBER: 5:10 mj 00007 JLT

Christopher Kent Bowersox

(If search warrant is issued regarding this complaint,
indicate above the case number assigned.)

I, Armando L. Soto, being duly sworn, state the following is true and correct to the best of my knowledge and belief. Since September of 2009 in Kern County(ies), in the Eastern District of California, and elsewhere,

Christopher Kent Bowersox knowingly possessed child pornography and engaged in the receipt of child pornography,

in violation of Title 18, United States Code, Section(s) 2252A (a) (5) (B) and 2252A(a) (2), with a maximum penalty of 10 years, 20 years respectively imprisonment, \$250,000 dollar fine, ar \$100 penalty assessment.

I further state that I am a(n) Special Agent Of the Federal Bureau Of Investigation and that this complaint is based on the following facts:

See Attachment A.

Continued on the attached sheet and made a part hereof: Yes No



Signature of Complainant
Armando L. Soto

Sworn to before me and subscribed in my presence,

2-11-10
(Date)

at

Bakersfield, California
(City and State)

Jennifer L. Thurston
U.S. Magistrate Judge


(Signature of Judicial Officer)

ATTACHMENT A

AFFIDAVIT

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I, Armando L. Soto, being duly sworn, do hereby depose and state the following:

1. I am an "investigative or law enforcement officer" of the United States within the meaning of Title 18 U.S.C. 2510(7), in that I am an officer of the United States empowered by law to conduct criminal investigations and make arrests for offenses enumerated in title 18 U.S.C. 2516 and have been so employed since 1988. I have been provided the information contained within this affidavit by Special Agent Emil Leong of the FBI, Bakersfield Resident Office.

2. Special Agent Leong is an "investigative or law enforcement officer" of the United States within the meaning of Title 18 U.S.C. 2510(7), and is an officer of the United States empowered by law to conduct criminal investigations and make arrests for offenses enumerated in title 18 U.S.C. 2516. Special Agent Leong has been employed as a Special Agent with the Federal Bureau of Investigation (FBI) since September of 2008. Special Agent Leong has been assigned to the Bakersfield Resident Agency since February of 2009. While employed as an FBI Special Agent, Agent Leong has been responsible for investigating violations of federal criminal laws over which the FBI has jurisdiction. While employed by the FBI, Agent Leong has investigated violations of criminal law under Title 18 and Title 21 of the United States Code including bank robbery, illegal possession and distribution of controlled substances, bank fraud and sexual exploitation of children. Agent Leong received training in and investigated criminal organizations and individuals who are profiting from the

1 sales and distribution of illegal substances, illegal items, and
2 profiting from criminal conduct.

3 3. This Affidavit is submitted in support of a criminal
4 complaint charging Christopher Kent Bowersox, (hereinafter
5 "BOWERSOX"), with knowingly violating Title 18, United States
6 Code, Section 2252A(a)(5)(B) (possession of child pornography) and
7 Title 18, United States Code, Section 2252A(a)(2) (receipt of
8 child pornography).

9 BACKGROUND

10 4. The statements in this affidavit are based in part on
11 information provided by Special Agents of the FBI, other law
12 enforcement officers, and on my experience and background as a
13 Special Agent of the FBI.

14 5. On September 15, 2009, Nicholas William Beeman, year of
15 birth 1985 (hereinafter "BEEMAN") was taken into custody for
16 possession of child pornography pursuant to an undercover
17 investigation conducted by law enforcement officers of the Florida
18 Department of Law Enforcement, the Florida Office of the Attorney
19 General Child Predator CyberCrime Unit and the Boynton Beach
20 Police Department.

21 6. BEEMAN told law enforcement officers that he used an
22 Internet file sharing program called "Gigatribe" to obtain child
23 pornography, and that all of the files saved in his Gigatribe
24 account contain child pornography. BEEMAN indicated that he
25 possessed between 80 and 100 gigabytes of child pornography.

26 7. BEEMAN told law enforcement officers that he was
27 depressed over contact with someone he knew as "COLBY", who had
28 discussed with BEEMAN the raping, injuring and murder of children.

1 BEEMAN stated that he had given COLBY access to his Gigatribe
2 files.

3 8. A computer forensic review of BEEMAN's computer
4 revealed that he had communicated via Yahoo! messenger with
5 several other users, including one user whose screen name was
6 "cbowersox". A subpoena was sent to Yahoo! Inc. in reference to
7 these screen names. On October 26, 2009, Yahoo! Inc. provided the
8 results of the subpoena, which advised screen name cbowersox was
9 registered to Christopher K. Bowersox, of Bakersfield, California,
10 and the account was currently active.

11 9. Investigation by the Kern County Sheriff's Office
12 (KCSO) and the Bakersfield Police Department (BPD) revealed that
13 Christopher Kent Bowersox, year of birth of 1971, resides at the
14 same location provided by Yahoo!, and that BOWERSOX was employed
15 by the BPD as a detective.

16 10. A computer forensic review of BEEMAN's computer
17 revealed archives of Yahoo! Messenger conversations between the
18 screen names cbowersox and zdasher18. The archive filenames
19 indicated that they were created between September 6, 2009 and
20 September 14, 2009. The conversations contained multiple
21 references to the raping, injuring and killing of children. The
22 text presented in the below "Excerpts" reflect the actual spelling
23 used by the parties involved in the conversations. The Excerpts
24 are as follows:

25 Excerpt #1

26 cbowersox: [REDACTED]

27 cbowersox: [REDACTED]

28