

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

FELONY

**INDICTMENT FOR DISTRIBUTION, RECEIPT, AND POSSESSION OF MATERIALS
INVOLVING THE SEXUAL EXPLOITATION OF MINORS, NOTICE OF
SENTENCE ENHANCEMENT AND NOTICE OF FORFEITURE**

UNITED STATES OF AMERICA

v.

DANIEL M. DAIGLE
a/k/a "Daniel42"
a/k/a "bones3600"

* CRIMINAL NUMBER:

* SECTION:

* VIOLATION: 18 U.S.C. § 2252(a)(2)
18 U.S.C. § 2252(a)(4)(B)
* 18 U.S.C. § 2252(b)(1)
18 U.S.C. § 2252(b)(2)
* 18 U.S.C. § 2253

* * *

The Grand Jury charges that:

COUNT 1

(Distribution of Child Pornography - Free6.com)

On or about October 24, 2009, within the Eastern District of Louisiana, and elsewhere, **DANIEL M. DAIGLE**, defendant herein, did knowingly distribute visual depictions, that is, digital images, computer images, and digital video files, that had been mailed, shipped, and transported in interstate and foreign commerce, by any means, including by computer, the production of such visual depictions having involved the use of a minor engaging in sexually

explicit conduct, as defined in Title 18, United States Code, Section 2256(2), and such visual depictions were of such conduct.

All in violation of Title 18, United States Code, Section 2252(a)(2).

COUNT 2

(Distribution of Child Pornography - 12chan.org)

From on or about October 29, 2009, to on or about January 8, 2010, within the Eastern District of Louisiana, and elsewhere, **DANIEL M. DAIGLE**, defendant herein, did knowingly distribute visual depictions, that is, digital images, computer images, and digital video files, that had been mailed, shipped, and transported in interstate and foreign commerce, by any means, including by computer, the production of such visual depictions having involved the use of a minor engaging in sexually explicit conduct, as defined in Title 18, United States Code, Section 2256(2), and such visual depictions were of such conduct.

All in violation of Title 18, United States Code, Section 2252(a)(2).

COUNT 3

(Receipt of Child Pornography)

Beginning at a time unknown and continuing until on or about March 30, 2010, within the Eastern District of Louisiana, and elsewhere, **DANIEL M. DAIGLE**, defendant herein, did knowingly receive visual depictions, that is, digital images, computer images, and digital video files, that had been mailed, shipped, and transported in interstate and foreign commerce, by any means, including by computer, the production of such visual depictions having involved the use

of a minor engaging in sexually explicit conduct, as defined in Title 18, United States Code, Section 2256(2), and such visual depictions were of such conduct.

All in violation of Title 18, United States Code, Section 2252(a)(2).

COUNT 4

(Possession of Child Pornography)

Beginning at a time unknown and continuing until on or about March 30, 2010, within the Eastern District of Louisiana, and elsewhere, **DANIEL M. DAIGLE**, defendant herein, did knowingly possess one or more matters, that is, computer hard drives and computer media containing digital images, computer images, and digital video files, which contained visual depictions that had been mailed, shipped, and transported in interstate and foreign commerce, and which were produced using materials which have been mailed, shipped, and transported in interstate and foreign commerce, by any means including by computer, the production of which involved the use of a minor engaging in sexually explicit conduct, as defined in Title 18, United States Code, Section 2256(2), and such visual depictions were of such conduct.

All in violation of Title 18, United States Code, Section 2252(a)(4)(B).

NOTICE OF SENTENCE ENHANCEMENT

Now comes the United States of America, by and through Jim Letten, the United States Attorney for the Eastern District of Louisiana, to give notice that on or about November 10, 1997, the defendant, **DANIEL M. DAIGLE**, was convicted in the Thirty Second Judicial District Court for the Parish of Terrebonne, Louisiana, of Carnal Knowledge of a Juvenile, Case Number 294003. Because of this conviction, if the defendant is convicted for a violation of Title 18, United States Code, Section 2252(a)(2), the defendant's sentence will be subject to a

minimum sentence of imprisonment of not less than 15 years and a maximum sentence of not more than 40 years. Title 18, United States Code, Section 2252(b)(1). If the defendant is convicted for a violation of Title 18, United States Code, Section 2252(a)(4)(B), the defendant's sentence will be subject to a minimum sentence of imprisonment of not less than 10 years and a maximum sentence of not more than 20 years. Title 18, United States Code, Section 2252(b)(2).

FORFEITURE ALLEGATION

1. The allegations of this indictment are re-alleged as if fully set forth here, for the purpose of alleging forfeiture, pursuant to Title 18, United States Code, Section 2253.

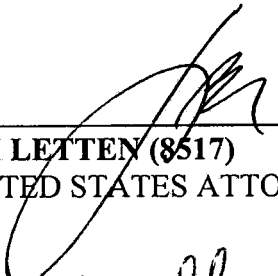
2. If convicted of the offense or offenses set forth above, **DANIEL DAIGLE**, the defendant herein, shall forfeit to the United States any and all materials and property used and intended to be used in the receipt and possession of visual depictions of minors engaging in sexually explicit conduct, and any and all property, real or personal, constituting or traceable to gross profits or other proceeds obtained from the offense. Such property includes, but is not limited to, the following specific items found by federal agents on or about March 30, 2010:

- 1) Compaq Presario computer, serial number CNH637005H;
- 2) Dell computer, serial number FMS6P11;
- 3) Gateway laptop computer, serial number T4C8511008708;

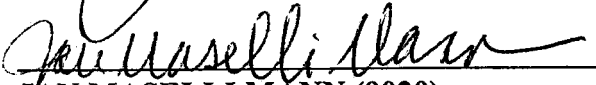
- 4) Numerous thumbdrives and flash drives;
- 5) Numerous DVDs and floppy discs.

A TRUE BILL:

Foreperson



JIM LETTEN (8517)
UNITED STATES ATTORNEY



JAN MASELLI MANN (9020)
First Assistant United States Attorney
Chief, Criminal Division



JAMES R. MANN (20513)
Assistant United States Attorney



BRIAN M. KLEBBA
Assistant United States Attorney

New Orleans, Louisiana
May 7, 2010