

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA**

**UNITED STATES OF AMERICA**

**v.**

**MICHAEL T. DRURY**

**\* CRIMINAL NO: 11-142**

**\* SECTION: "F"**

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

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**\* \* \***

**F A C T U A L B A S I S**

Should this matter proceed to trial, both the government and the defendant, **MICHAEL T. DRURY** (hereinafter "defendant" or "Drury"), do hereby stipulate and agree that the following facts set forth a sufficient factual basis for the crime to which the defendant is pleading guilty and that the government would prove the following beyond a reasonable doubt at trial. The Government and the defendant further stipulate that the Government would have proven, through the introduction of competent testimony and admissible, tangible exhibits, the following facts, beyond a reasonable doubt, to support the allegations in the Bill of Information now pending against the defendant:

The Government would show that at all times mentioned in the Bill of Information, **DRURY** was a resident of the Eastern District of Louisiana, living in New Orleans, Louisiana.

The Government would present evidence that on or about November 24, 2009, Special Agents from the Federal Bureau of Investigation executed a valid federal search warrant, based on

probable cause, for the defendant's Chestnut Avenue home located in New Orleans, Louisiana, within the Eastern District of Louisiana. Agents would testify that they recovered two laptop computers, one external hard drive, and three "thumb" drive storage devices from the defendant's residence.

The Government would establish through testimony and documentary evidence that **DRURY** knowingly used his computers to search for, download, and save images of child pornography. Further, the evidence and testimony would establish that a computer forensic search of **MICHAEL DRURY'S** seized computers and related evidence revealed approximately 61 images depicting the sexual victimization of children.

Further, the Government would introduce through FBI agents statements wherein **MICHAEL DRURY** voluntarily admitted to federal agents that he knowingly downloaded images of child pornography to his computer. **DRURY** admitted that he subsequently viewed those images. A forensic investigation of the materials seized pursuant to the search warrant revealed that many of the images of child pornography on **DRURY'S** computer had been saved from websites, including "FreshTeensPorn" and "PedoParadise."

Forensic evidence consisting of medical testimony, law enforcement officers, and supporting documentation would establish that some of the child victims depicted in the images possessed by

**DRURY** were of real, identifiable victims, less than the age of eighteen (18) at the time the child pornography was created.

Testimony would establish that some of the child victims depicted in the materials possessed by **DRURY** were of prepubescent children less than 18 years of age; to wit: less than twelve (12) years old and that the images of the child victims were engaged in “sexually explicit conduct” as defined in Title 18, United States Code, Section 2256. These images included pictures of adult males vaginally and/or anally penetrating minor victims and minors performing oral sex on adults. All of the images of child pornography possessed by the defendant, would be introduced through the testimony of FBI agents.

Further, the Government would present evidence that would establish that the images of child pornography had been transported in interstate and foreign commerce via computer.

Further, the Government would show through testimony and documentary evidence that the equipment used by the defendant to acquire the child pornography was transported in interstate or foreign commerce.

\_\_\_\_\_  
MICHAEL T. DRURY  
Defendant

\_\_\_\_\_  
DATE

\_\_\_\_\_  
PATRICK FANNING  
Counsel for Defendant

\_\_\_\_\_  
DATE

\_\_\_\_\_  
JORDAN GINSBERG  
Assistant United States Attorney

\_\_\_\_\_  
DATE