

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA</b>	<b>: CRIMINAL NO.</b>
<b>V.</b>	<b>: DATE FILED:</b>
<b>IVAN ZUBIAGA</b>	<b>: VIOLATIONS:</b>
	<b>18 U.S.C. § 2252(a)(1) (transporting</b>
	<b>: images of children engaging in sexually</b>
	<b>explicit commerce in interstate and</b>
	<b>: foreign commerce) – 1 count</b>
	<b>18 U.S.C. § 2252(a)(4) (possession of</b>
	<b>: images of prepubescent children engaging</b>
	<b>in sexually explicit conduct) – 1 count</b>
	<b>:</b>
	<b>Notice of forfeiture</b>
	<b>:</b>

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES:**

On or about February 14, 2015, at Philadelphia International Airport in the Eastern District of Pennsylvania, defendant

**IVAN ZUBIAGA**

knowingly transported and shipped in and affecting interstate and foreign commerce and using a facility of interstate and foreign commerce, visual depictions of minors, including depictions of prepubescent minors and minors who had not attained 12 years of age, by bringing them into the United States on board a flight from Munich, Germany to Philadelphia, Pennsylvania. The producing of these images involved the use of minors engaging in sexually explicit conduct, and the visual depictions were of such conduct.

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

**COUNT TWO**

**THE GRAND JURY FURTHER CHARGES:**

On or about February 14, 2015 at Philadelphia International Airport in the Eastern District of Pennsylvania, defendant

**IVAN ZUBIAGA**

knowingly possessed matters and things, that is, computers, hard drives and other digital storage devices, which contained visual depictions that had been mailed, shipped and transported in interstate and foreign commerce, and which were produced with materials shipped and transported in interstate and foreign commerce. The production of these visual depictions involved the use of minors, including prepubescent minors and minors who had not attained 12 years of age, engaging in sexually explicit conduct, and the visual depictions were of minors engaging in sexually explicit conduct.

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

## **NOTICE OF FORFEITURE**

### **THE GRAND JURY FURTHER CHARGES THAT:**

1. As a result of the violations of Title 18, United States Code, Sections 2251 and 2252, defendant

### **IVAN ZUBIAGA**

shall forfeit to the United States of America any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such offense(s), including, but not limited to:

1. One red-colored Fujitsu laptop computer, Serial Number DSDA539884;
2. One Samsung laptop, model NP-QX411L, serial number HPHF91BC209204H, which contained one hard drive, a Seagate model ST1000LM024, Serial Number S2RQJ9FBC18641, 1 Terabyte (TB), Serial Advanced Technology Attachment (SATA);
3. One Seagate Backup Plus Desktop Drive enclosure, model SRD0SD0, PN 1DXAP4-500, Serial Number NA5KBFXB, 4TB, USB 3.0;
4. One Samsung Galaxy S5 cellular telephone, Model SM-G900T, Serial Number R38F8010LXE, containing one Subscriber Identity Module (SIM) card, a T-Mobile bearing numeric identifier 8901260981 834726603 807061;
5. One Samsung Galaxy SII cellular telephone, model SPH-D710;
6. One blue and silver thumb drive bearing the identifier "Burlington Economic Development," 4 gigabytes (GB).
7. Two blue and silver thumb drive bearing the identifier "Primus Line," 8GB;
8. One blue and silver thumb drive bearing the identifier "Ackerman," 2GB; 2.

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

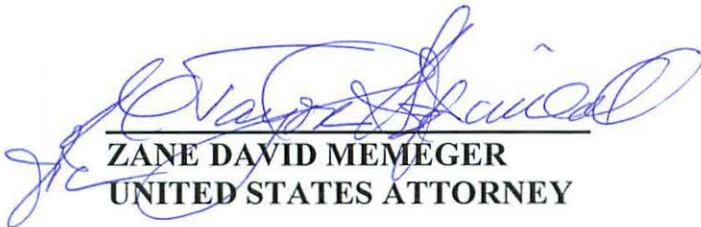
- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), 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:**

\_\_\_\_\_  
**GRAND JURY FOREPERSON**

  
\_\_\_\_\_  
**ZANE DAVID MEMEGER**  
**UNITED STATES ATTORNEY**