

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon.  
v. : Criminal No. 13- 660(FSH)  
SHAWN D. SHAW : 18 U.S.C. § 242;  
18 U.S.C. § 1512(b)(3)

INDICTMENT

The Grand Jury in and for the District of New Jersey, sitting in Newark, charges:

COUNT ONE

On or about December 28, 2010, in the District of New Jersey, defendant

SHAWN D. SHAW,

a Corrections Officer at the Essex County Correctional Facility, while acting under color of law, did willfully deprive E.S., then a pretrial detainee at the Essex County Correctional Facility, of a right secured and protected by the Constitution and laws of the United States, that is, the right not to be deprived of liberty without due process of law, which includes the right to bodily integrity. Specifically, defendant SHAWN D. SHAW engaged in acts that resulted in bodily injury to E.S. and constituted aggravated sexual abuse (as defined in Title 18, United States Code Section 2241).

All in violation of 18, United States Code, Section 242.

COUNT TWO

On or about December 31, 2010, in the District of New Jersey,  
defendant

SHAWN D. SHAW

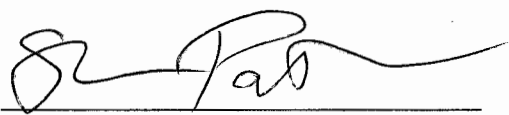
knowingly did engage in misleading conduct toward investigators from the Essex County Correctional Facility and a prosecutor from the Essex County Prosecutor's Office, by knowingly making a false statement and intentionally omitting information from a statement and thereby causing a portion of the statement to be misleading, concerning defendant SHAWN D. SHAW's interaction with E.S. on or about December 28, 2010, with the intent to hinder, delay, and prevent communication to a law enforcement officer of the United States of information relating to the commission or possible commission of a federal offense, namely, the deprivation of constitutional rights described in Count One of this Indictment. Specifically, defendant SHAWN D. SHAW falsely stated that he did not make any comments of a sexual nature to E.S., did not open E.S.' cell door, and did not enter E.S.' cell. Further, defendant SHAWN D. SHAW omitted from his statement that he had had sexual intercourse with E.S.

All in violation of Title 18, United States Code, Section  
1512(b)(3).

A TRUE BILL

  
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PAUL J. FISHMAN  
United States Attorney

JOCELYN SAMUELS  
ACTING ASSISTANT ATTORNEY GENERAL

  
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Shan Patel  
Trial Attorney  
Criminal Section, Civil Rights Division

CASE NUMBER: 13-CR 660(FSH)

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United States District Court  
District of New Jersey

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UNITED STATES OF AMERICA

v.

SHAWN D. SHAW

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INDICTMENT CHARGING  
VIOLATIONS OF

18 U.S.C. §§ 242; 1512(b)(3)

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A True Bill,

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**Paul J. Fishman**

UNITED STATES ATTORNEY  
NEWARK, NEW JERSEY

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SHANA W. CHEN  
ASSISTANT U.S. ATTORNEY  
973-353-6095

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