



**INSPECTOR GENERAL
DEPARTMENT OF DEFENSE
DEFENSE CRIMINAL INVESTIGATIVE SERVICE
PITTSBURGH RESIDENT AGENCY
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PITTSBURGH, PA 15222-4004**

(Investigations)

REPORT OF INVESTIGATION

200701511R-24-JUL-2007-10PB-Z0/Z

April 8, 2010



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NARRATIVE

1. On July 11, 2007, the Reporting Agent received a lead referral from Special Agent [REDACTED], DCIS Mid-Atlantic Field Office, regarding the Immigration and Customs Enforcement (ICE) initiated Operation Flicker. Operation Flicker is a nationwide investigation that has identified over 5,000 individuals who have subscribed to predicated child pornography websites. A listing was provided detailing individuals residing in the Western District of Pennsylvania who are employed by the Department of Defense and/or U.S. Military and have subscribed to websites that contain child pornographic images or other material that exploit children via the internet.
2. Among the 5,000 names ICE identified, several individuals used their .mil e-mail address, Fleet Post Office or Army Post Office military zip codes. DoD databases were queried to identify individuals that may be in possession of child pornographic material. One subject identified was [REDACTED] [REDACTED] is currently enlisted in the Marine Corps Reserve as a Corporal (Pay rating/grade E-4, Enlisted). Unit identifying data was not available. Also according to DEIDS and REDD databases, [REDACTED]
[REDACTED]
[REDACTED]
3. RAC [REDACTED] coordinated with [REDACTED], Supervisor, ICE Pittsburgh, and [REDACTED] advised that he would assign an ICE agent to the case and agreed to work jointly with DCIS. Based upon previously established protocols, ICE will be the lead investigative agency for this matter and will prepare the Report of Investigation. Based on the agreement, the Reporting Agent initiated the case on July 24, 2007 (Exhibit 1).
4. On August 9, 2007, Reporting Agent received photo ID and [REDACTED] driver's license information on [REDACTED]
5. On January 14, 2008, Reporting Agent requested and later received military personnel files and records of [REDACTED] [REDACTED] Reporting Agent reviewed military personnel files provided on [REDACTED] but was unable to determine [REDACTED] global location, let alone [REDACTED] specific location during the time period when he purchased access to the child pornography websites. Additionally, records did not indicate that a laptop computer and/or cell phone was issued to [REDACTED].
6. From discussion with Special Agent [REDACTED], NCIS along with personal experience as a Naval Officer, Reporting Agent is aware that multiple computers and cell phones are accessible by enlisted personnel whether onboard a ship or shore installation. Further discussion with [REDACTED], former Computer Crimes Coordinator and former RAC, led to the decision to close the case. Case closure was based upon the lack of any concrete evidence and the lack of probable cause that [REDACTED] may have downloaded photos and to which, if any, computer was utilized for such purpose. Further, the location of such computer and establishing that [REDACTED] alone used such computer was unlikely to be determined. Finally, due to the fact that this type of case is not a DCIS priority, case

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closure is the best use of current resources and best course of action for the DCIS Pittsburgh RA.

7. Based upon the above, it is recommended that matter be closed.

EXHIBITS

1. DCIS Form 1; Case Initiation, July 24, 2007
2. DCIS Letter to HQ USMC, Personnel Management Division, January 14, 2008
3. DCIS Form 1; Receipt of [REDACTED] Personnel File, January 18, 2008

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