

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA

Alexandria Division

UNITED STATES OF AMERICA)	
)	
v.)	CRIMINAL NO. 1:11CR283-GBL
)	
JUSTIN M. COLEMAN,)	
)	
Defendant.)	

STATEMENT OF FACTS

Had this matter gone to trial, the United States would have proven the following beyond a reasonable doubt through witnesses, testimony, and other competent and admissible evidence:

In March 2010, U. S. Immigration and Customs Enforcement (ICE) received information from an Italian law enforcement agency that over 900 individuals in the United States had accessed a child pornography website identified in an Italian investigation. The website offered access to both child pornographic still images and videos. Subsequent investigation revealed that one of those individuals who had accessed and viewed several child pornography images on the website was Justin M. Coleman. Investigation revealed that Coleman's Internet account had accessed the child pornography website from Coleman's residence in Falls Church, Virginia in the Eastern District of Virginia. Investigation also revealed that Coleman was a Dual Language Teacher at John Adams Elementary School in Alexandria, Virginia.

On April 6, 2011, a search warrant was executed at Coleman's residence in Falls Church, Virginia. Justin M. Coleman was present when the search warrant was executed. Mr. Coleman agreed to be interviewed by the agents executing the search warrant. At first, Mr. Coleman

denied visiting any websites displaying pornography. Then he told the interviewing agents that he viewed pornography two or three times a week and stated that the age range he preferred was five to twelve year old girls. After a pause in the questioning, Mr. Coleman told the agents “I have it on a laptop” and said he also had it on an external hard disk drive. At that point, he reached into a pocket on his clothing and produced a hard disk drive that he gave to ICE SA Kimberly Kroemeke.

Agents’ attempts to review seized digital storage devices at the residence were unsuccessful and the devices were removed from the scene for further analysis. That same day, one of the seized items (the hard disk drive Coleman was carrying in his clothing at the time of his interview) was reviewed at ICE offices. That review revealed child pornography images depicting prepubescent children identified in other non-related law enforcement investigations.

After discovering the child pornography images, agents located Justin M. Coleman, arrested him for receipt of child pornography and transported him to the Alexandria Adult Detention Center (ADC).

Later on April 6, 2011, agents interviewed Justin M. Coleman at the Alexandria ADC. After waiving his Miranda rights, Mr. Coleman talked with ICE SA Kimberly Kroemeke and Fairfax County Police Department Detective John Spata. Coleman told the agents that he had viewed child pornography for a number of years and had used an external hard disk drive to store images and videos of child pornography for the last two years. He also described using a video camera to record his sexually explicit conduct with two different prepubescent children in the Eastern District of Virginia including within Fairfax County, Virginia. Coleman told the agents where the video camera was located.

Numerous items seized from Justin M. Coleman were submitted for a digital evidence forensic analysis. The items examined included: One HP Pavilion laptop computer, s/n CNF5120K2H; One 60GB Hitachi hard disk drive, model no. IC25N060ATMR04-0, s/n KKGR8NVH; One Acer Aspire laptop computer, s/n LUS050B111848410097B2535; Two SanDisk 2GB SD cards; One Panasonic 8MB SD card; One Panasonic 128MB SD card; Thirteen 3.5" floppy disks; One SmartDisk Firelite USB external hard disk drive, model USBF2B60, with a Toshiba model MK6021GAS 60GB storage drive, s/n 93M80285T; One Wolverine MVP9000 MP3 player w/60GB Toshiba hard disk drive, s/n 365C2706T; and, One Panasonic 64MB SD card.

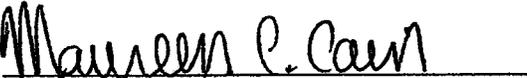
On May 9, 2011, the forensic examination of the seized storage devices was completed. The examination revealed over 2,500 images of child pornography that had been altered by Justin M. Coleman. The examination also revealed approximately 1,000 child pornography movies. A few of those movie files depicted Justin M. Coleman using Jane Doe 1 (as listed in Count 1 of the pending indictment and depicted in video file SANYO0003.MP4) and Jane Doe 2 (as listed in Count 2 of the pending indictment and depicted in a video file with a title ending in the letters "JO" and an MD5 hash value ending in "5c55ae") to engage in sexually explicit conduct with Coleman. Coleman titled some of the movie files with the children's names. The movies were produced with cameras seized from Coleman and stored on digital media storage devices seized from Coleman as listed above. Finally, the examination recovered more than 75,000 images of child pornography and child erotica from the examined digital storage media. The majority of the more than 75,000 images depicted minor and prepubescent children engaging in sexually explicit conduct.

All of the above-referenced digital media devices used to store or produce the child pornography images and video files seized from Justin M. Coleman were manufactured outside the Commonwealth of Virginia and thus had been shipped or transported in, or affecting, interstate and foreign commerce.

In all instances described above, the defendant produced visual depictions of minors engaging in sexually explicit conduct knowingly and intentionally and not by accident or mistake.

Respectfully submitted,
Neil H. MacBride
United States Attorney

By: 
Gerald J. Smagala
Assistant United States Attorney

By: 
Maureen C. Cain
Special Assistant United States Attorney

Defendant's Signature: After consulting with my attorney and pursuant to the plea agreement entered into this day between the defendant, Justin M. Coleman, and the United States, I hereby stipulate that the above Statement of Facts is true and accurate, and that had the matter proceeded to trial, the United States would have proved the same beyond a reasonable doubt.

Date: _____
Defendant Justin M. Coleman

Defense Counsel Signature: I am counsel for the defendant Justin M. Coleman in this case. I have carefully reviewed the above Statement of Facts with him. To my knowledge, his decision to stipulate to these facts is an informed and voluntary one.

Date: _____
Peter D. Greenspun, Esq.
Counsel for Defendant Justin M. Coleman