

AO 91 (Rev. 02/09) Criminal Complaint

UNITED STATES DISTRICT COURT
for the
District of Colorado

United States of America
v.

Paulo dos Santos Silva, Jr.
Defendant

Case No. *12-mj-00014-GJR*

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date of 02/25/2012 in the county of Mesa in the _____ District of Colorado, the defendant violated Title 18 U. S. C. § 2423(b) and 2241(c), an offense described as follows:
the defendant did willfully travel in interstate commerce for the purpose of engaging in a sexual act with an individual under the age of 16 years old and for the purpose of engaging in a sexual act with an individual less than 12 years old, all in violation of Title 18 United States Code, Sections 2423(b) and 2241(c).

This criminal complaint is based on these facts:

See Affidavit attached hereto and herein incorporated by reference

Continued on the attached sheet.

Vanessa Hipps
Complainant's signature

Vanessa Hipps, Special Agent, DHS/HSI
Printed name and title

Sworn to before me and signed in my presence.

Date: February 27, 2012

City and state: Grand Junction, Colorado

Gudrun J. Rice
Judge's signature

Gudrun J. Rice - Magistrate Judge
Printed name and title



AFFIDAVIT

I, Vanessa Hipps, first being duly sworn, depose and state as follows:

1. I am a Special Agent (SA) of U.S. Immigration and Customs Enforcement (ICE)-Homeland Security Investigation, assigned to the Resident Agency office in Glenwood Springs, Colorado, and have been employed by HSI since July 2009. Prior to July 2009, I was employed by ICE in their Enforcement and Removal Operations division for over two (2) years. I have a Bachelor of Science degree in Political Science/Criminal Justice, a Master's of Science degree in Homeland Security Administration and successfully completed the Criminal Investigator Training Program and ICE Special Agent Training at the Federal Law Enforcement Training Center in Glynco, Georgia. As a Special Agent, I am responsible for enforcing federal criminal statutes including the sexual exploitation of children, pursuant to Title 18, United States Code, Sections 2423(b) and 2241(c). I have received training and actual experience relating to Federal Criminal Procedures, Federal Statutes and ICE Regulations. I have received training and instruction in the field of investigation of child pornography and exploitation and have had the opportunity to conduct, coordinate and participate in investigations relating to the sexual exploitation of children. This includes, but is not limited to, conducting undercover investigations via Internet Relay Chat (IRC) in regard to individuals who express an interest in traveling with intent to engage in a sexual relationship with a minor.
2. This affidavit is submitted for the purpose of establishing probable cause in support of a complaint and warrant to arrest Paulo dos Santos Silva, Jr., year of birth 1974, a Brazilian Citizen and National, for violations of Title 18, United States Code, Section 2423(b) and 2241(c), knowingly traveling within interstate commerce for the purposes of engaging in a

sexual act with an individual under 16 years old and for the purpose of engaging in a sexual act with an individual less than 12 years of age. This affidavit is based on my personal knowledge and information provided to me by other law enforcement officers, citizens, and employees of the Department of Homeland Security.

Facts of the Case

3. On December 13, 2011, I was chatting via Internet Relay Chat (IRC) in an undercover (UC) capacity utilizing a UC persona named "Genny." During the chat, a suspect, utilizing the screen names "MstrJohn" and "Mstr_John," started chatting with the UC persona. During the chat, we exchanged some personal information, and I indicated that I had a fourteen (14) year old step-daughter, "Ronny," and a four (4) year old daughter, "Sarah." The suspect turned the conversation to sex, and indicated that he wanted to have sexual intercourse with the UC persona and both of her children. He also indicated his willingness to travel to the United States from Brazil to meet with the UC persona for the purpose of sexual intercourse and to establish a long-term relationship with the UC persona and her daughters.
4. On December 13, 2011, an email was also received from "MstrJohn" to the UC persona's email account. The email came from account mstr.john.35@gmail.com. In the emails, the suspect utilized the name "John."
5. An excerpt from the December 13, 2011, chat shows the suspect initiating a conversation about his possible to travel to the United States for the purpose of sex with minors:

0112/13/2011 Tue [10:42] <Genny> def thinks im cooler than her real parents-kinda like an older sister

12/13/2011 Tue [10:42] <MstrJohn> although I'm not looking for a quick fuck.. I'm looking for something real long term

12/13/2011 Tue [10:43] <MstrJohn> where are you from?

0112/13/2011 Tue [10:43] <Genny> if things work out well i would be open to that

0112/13/2011 Tue [10:43] <Genny> colorado-u?

12/13/2011 Tue [10:43] <MstrJohn> I'm in Brazil

0112/13/2011 Tue [10:43] <Genny> wow
0112/13/2011 Tue [10:43] <Genny> kinda far
12/13/2011 Tue [10:44] <MstrJohn> yes... but distance is of no concern, not since airplanes were invented... and for the right woman
12/13/2011 Tue [10:45] <MstrJohn> and how about your daughter?
0112/13/2011 Tue [10:45] <Genny> ill be honest-i cant afford to fly off to some other country
0112/13/2011 Tue [10:45] <Genny> i got job and cant forld to loose
12/13/2011 Tue [10:46] <MstrJohn> I never said YOU would need to travel
0112/13/2011 Tue [10:46] <Genny> oh-sorry
12/13/2011 Tue [10:47] <MstrJohn> that's ok
12/13/2011 Tue [10:47] <MstrJohn> it's understandable
0612/13/2011 Tue [10:47] * MstrJohn smiles
0112/13/2011 Tue [10:47] <Genny> u serious or r u jerking my chain
12/13/2011 Tue [10:47] <MstrJohn> I'm serious
12/13/2011 Tue [10:48] <MstrJohn> but that's not something to be decided in such brief conversation like this.
12/13/2011 Tue [10:48] <MstrJohn> we would need to get to know each other better in order to meet
0112/13/2011 Tue [10:48] <Genny> good
12/13/2011 Tue [10:49] <MstrJohn> it's not like I live around the corner
12/13/2011 Tue [10:49] <MstrJohn> I have no problem in travelling, as a matter of a fact, I kinda enjoy it
12/13/2011 Tue [10:49] <MstrJohn> so, IF we are to meet, I'd gladly travel up north
0112/13/2011 Tue [10:49] <Genny> kinda cold here this time a year
12/13/2011 Tue [10:50] <MstrJohn> I know. I lived in New England for a couple of years
0112/13/2011 Tue [10:50] <Genny> cool-u from there?
12/13/2011 Tue [10:51] <MstrJohn> no... I was born in Brazil, but I lived in New englad for a couple of years
0112/13/2011 Tue [10:51] <Genny> nice-so u r familiar with states and laws and need to keep this quiet
12/13/2011 Tue [10:52] <MstrJohn> of course
0112/13/2011 Tue [10:52] <Genny> good
12/13/2011 Tue [10:52] <MstrJohn> how would you feel if I tell you that I also would like to play with your dau?
0112/13/2011 Tue [10:52] <Genny> i was lil nervous bout that part-still am-but long as u get this is not exactly allowed here
0112/13/2011 Tue [10:53] <Genny> i thought thats what we were talking??????
12/13/2011 Tue [10:53] <MstrJohn> we were talking about your step-dau... I mean your daughter
0112/13/2011 Tue [10:54] <Genny> the 4 year old?
12/13/2011 Tue [10:54] <MstrJohn> yes
0112/13/2011 Tue [10:54] <Genny> idk shes just a baby
12/13/2011 Tue [10:55] <MstrJohn> I'm not saying full blown sex, as we would do with your step-dau... but the way I see it, she should learn how to please a man... specially your man, if things come to it
0112/13/2011 Tue [10:56] <Genny> wow-i woudl really have think that one over-never considered it-lil dif cuz she's mine u know
12/13/2011 Tue [10:57] <MstrJohn> I understand

12/13/2011 Tue [10:58] <MstrJohn> I was thinking like about her learning, from you, how to nurse on my shaft.. being fingered slowly... making her feel real good, you know?
0112/13/2011 Tue [10:58] <Genny> we got time to think/talk bout that?
0112/13/2011 Tue [10:58] <Genny> maybe if things go well with step dau
12/13/2011 Tue [10:59] <MstrJohn> of course you have time to think about it, sweetie
12/13/2011 Tue [10:59] <MstrJohn> we have just met, after all
0112/13/2011 Tue [10:59] <Genny> yeah
12/13/2011 Tue [10:59] <MstrJohn> but what's important is that we both know what we expect from each other, don't you think?
0112/13/2011 Tue [11:00] <Genny> yeah
12/13/2011 Tue [11:00] <MstrJohn> besides, we might share a common desire, and this is great for a one-shot thing... but I'm looking for something long term
12/13/2011 Tue [11:00] <MstrJohn> and for that we'll need more than a single common desire
0112/13/2011 Tue [11:01] <Genny> if it works out well in beginning-i would consider longer-if she likes u- what other common desires were u thinkin
12/13/2011 Tue [11:02] <MstrJohn> I meant in general... a relationship isn't based only in sex.. ;)
0112/13/2011 Tue [11:02] <Genny> i get it
0612/13/2011 Tue [11:02] * MstrJohn smiles
12/13/2011 Tue [11:03] <MstrJohn> when was the last time you've got laid?
0112/13/2011 Tue [11:03] <Genny> so its about me now
12/13/2011 Tue [11:03] <MstrJohn> we do need to get to know each other
12/13/2011 Tue [11:04] <MstrJohn> besides, my age preference is quite broad
12/13/2011 Tue [11:04] <MstrJohn> and also, you're always free to ask me anything you want
0112/13/2011 Tue [11:04] <Genny> :) whats is ur age range
12/13/2011 Tue [11:05] <MstrJohn> from toddlers to mommies..
0112/13/2011 Tue [11:05] <Genny> that is broad
0112/13/2011 Tue [11:05] <Genny> and what do u have to offer all those age groups:)?
12/13/2011 Tue [11:05] <MstrJohn> I draw the line about 15 years my senior, tho
12/13/2011 Tue [11:07] <MstrJohn> teaching, education, caring, to the younger ones... companionship and complicity to the older ones... and loving and sex to all
12/13/2011 Tue [11:07] <MstrJohn> love, sex, and structure to all

6. Beginning December 13, 2011, and over the next several months, the suspect continued to chat via IRC and email with the UC persona about sexual intercourse with the persona and her two daughters. A majority of the chats were very sexually explicit. The suspect also sent a photo of a man and indicated that it was a photo of himself.
7. The following are sample chat excerpts, which are representative of the subject matter and tone of the chats as a whole:

December 13, 2011:

12/13/2011 Tue [21:52] <MstrJohn> did you think about what I said regarding your 4yo?
0112/13/2011 Tue [21:52] <Genny> yeah a little bit-i am strongly considering it
0112/13/2011 Tue [21:52] <Genny> what exactly do u want to do with her?
12/13/2011 Tue [21:53] <MstrJohn> I'd love to have you teaching her how to suck my cock

December 15, 2011:

0112/15/2011 Thu [15:37] <Genny> whats ur favorite thing to do to girls and women-even if its different
12/15/2011 Thu [15:38] <MstrJohn> in sex?
0112/15/2011 Thu [15:38] <Genny> either sex and just hanging out
12/15/2011 Thu [15:39] <MstrJohn> in sex, I do love fucking a nice girl's ass... and I love making them cum.. either in on my cock, mouth or fingers
0112/15/2011 Thu [15:39] <Genny> how nice and how lil is like ur ultimate dream come true
12/15/2011 Thu [15:40] <MstrJohn> you mean my deepest desire?
12/15/2011 Thu [15:40] <MstrJohn> I'd love to raise a sex active girl from birth
0112/15/2011 Thu [15:40] <Genny> yes if u want to share
0112/15/2011 Thu [15:40] <Genny> birth?
0112/15/2011 Thu [15:40] <Genny> get her started right away?
12/15/2011 Thu [15:41] <MstrJohn> yes.. feeding her daddy's milk... rubbing her as she's nursed

January 12, 2012:

01/12/2012 Thu [16:15] <MstrJohn> there are things that I want to do... but I'll have to gauge if the girls are ready
01/12/2012 Thu [16:15] <MstrJohn> I want to finger Sarah's ass until she's able to take my cock inside of her
0101/12/2012 Thu [16:39] <Genny> what is your ultimate long term goal with us?
01/12/2012 Thu [16:42] <MstrJohn> the ultimate goal?... to have both Sarah and your oldest as very active sexual vixens

January 23, 2012:

01/23/2012 Mon [17:39] <Mstr_John> it would be so good to feel your daughter's mouth on my cock
0101/23/2012 Mon [17:39] <Genny> which one
01/23/2012 Mon [17:39] <Mstr_John> both.. but the 4yo will be special :)
0101/23/2012 Mon [17:40] <Genny> whats youngest u been with
01/23/2012 Mon [17:40] <Mstr_John> a 13yo friend of the family a while back
0101/23/2012 Mon [17:41] <Genny> no wonder she will be special-ur yungest student
01/23/2012 Mon [17:41] <Mstr_John> mmmmmmm... yes

January 25, 2012:

01/25/2012 Wed [15:09] <MstrJohn> I did jack off at workin thinking of you and ronny, you know
0101/25/2012 Wed [15:10] <Genny> really-at work
01/25/2012 Wed [15:10] <MstrJohn> yep
0101/25/2012 Wed [15:10] <Genny> were u fraid getting caught
01/25/2012 Wed [15:11] <MstrJohn> no
0101/25/2012 Wed [15:11] <Genny> how come

01/25/2012 Wed [15:11] <MstrJohn> I just locked myself in the restroom stall :P
0101/25/2012 Wed [15:12] <Genny> lol
0101/25/2012 Wed [15:12] <Genny> dont forget my sweet sarah
01/25/2012 Wed [15:12] <MstrJohn> how could I? she deserved one just for her.. :)
0101/25/2012 Wed [15:13] <Genny> so u jacked off thinking her by herself>
0101/25/2012 Wed [15:13] <Genny> ?
01/25/2012 Wed [15:14] <MstrJohn> yep
0101/25/2012 Wed [15:14] <Genny> what got u going?
01/25/2012 Wed [15:15] <MstrJohn> with Sarah? feeling her tiny fingers caressing my cock..
her mouth kissing and licking the legnth and teaching her to drink daddy's hot milk
0101/25/2012 Wed [15:16] <Genny> she's your favorite huh?
01/25/2012 Wed [15:17] <MstrJohn> she's special, yes.. but I don't play favorites

8. On January 12, 2012, via the internet relay chat, the suspect sent the UC persona a photo of what he indicated to be his penis.
9. On January 23, 2012, via internet relay chat, the suspect sent another photo of a man and indicated that it was a photo of himself.
10. On January 28, 2012, via an email, the suspect sent a short video of himself saying "hello" to the UC persona and the two daughters, utilizing the names that were given him. This video was in response to the UC persona sending the suspect a picture of herself.
11. In a chat on February 01, 2012, the suspect indicated that he wanted to come to the United States on February 25, 2012 to meet the UC persona.

Excerpt:

02/01/2012 Wed [19:32] <Mstr_John> anyway, as I was telling you, the tentative date is in the last week of February, arriving on the 25th

12. On February 14, 2012, via email, the suspect sent the UC persona an electronic Valentine's Day card to the UC persona and the two daughters, utilizing the names for the daughters that were given him.
13. On February 15, 2012, the suspect indicated what his real first name was via a chat.

Excerpt:

0102/15/2012 Wed [15:57] <Genny> and she asked what your real one was and why i ddnt know it

02/15/2012 Wed [15:57] <MstrJohn> Paulo

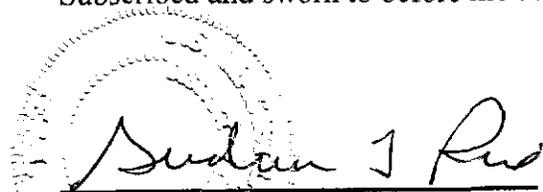
14. On February 17, 2012, "Paulo" made a telephone call to the UC persona's cell phone, believing that he was speaking to "Genny" and her two daughters. When prompted by the question, "Your OK with being her (Ronny's) first time, that doesn't bother you?" Paulo's response was, "No, I'm honored." When prompted further with the question, "You're still OK with Sarah being there and participating, and doing things." Paulo responded, "Very much."
15. On February 21, 2012, via the internet relay chat, Paulo sent the UC persona a photograph of what he indicated to be his penis.
16. On February 22, 2012, utilizing available databases, I was able to ascertain the true and complete identity of "Paulo" as Paulo dos Santos Silva, Jr., born in 1974, a citizen and national of Brazil and residing in Rio de Janeiro.
17. On February 23, 2012, Silva sent an email indicated that he was confirmed to fly into Grand Junction Airport from Houston on Saturday, February 25, 2012, in order to meet with the UC persona. Flight information was listed as United 4482 arriving at approximately 10:50am.
18. On February 25, 2012, at approximately 11:00am, acting as her UC persona, SA Hipps met with Silva in the baggage claim area of the Grand Junction Airport. Silva appears to be the same man as in the two photographs sent to the UC persona on December 13, 2011, and January 23, 2012. During conversations, Silva reiterated his desire to engage in sexual intercourse with the UC persona and her two daughters.

19. Wherefore, your affiant respectfully requests that this Court issue a felony complaint and arrest warrant for Paulo dos Santos Silva, Jr.



Vanessa Hipps
Special Agent, Homeland Security Investigations
Department of Homeland Security

Subscribed and sworn to before me this 27th day of February, 2012.



GUDRUN J. RICE
United States Magistrate Judge
District of Colorado

DEFENDANT: Paulo dos Santos Silva, Jr.

YOB: 1974

ADDRESS(City/State): Rio de Janeiro, Brazil

OFFENSE: **Count One:**
Travel with intent to engage in illicit sexual conduct
Title 18 U.S.C. § 2423(b)

Count Two:
Travel with intent to engage in a sexual act with a person under 12 YOA
Title 18 U.S.C. § 2241(c)

LOCATION OF OFFENSE: Mesa County, Colorado

PENALTY: **Count One:**
NMT 30 years imprisonment; NMT \$250,000 fine, or both such fine or imprisonment; NLT 5 years up to life of supervised release; Special Assessment of \$100.00.

Count Two:
.NLT 30 years imprisonment or for life; NMT \$250,000 fine, or both such fine or imprisonment; NMT 5 years up to life of supervised release; Special Assessment of \$100.00.

AGENT: SA Vanessa Hipps, DHS/HSI

AUTHORIZED BY: Michelle M. Heldmyer
Assistant U.S. Attorney

ESTIMATED TIME OF TRIAL:

x five days or less

THE GOVERNMENT

will not seek detention in this case X will seek detention in this case

The statutory presumption of detention is applicable to this defendant.

OCDETF CASE: No