

**CR 13 00046 EJD**

**UNITED STATES DISTRICT COURT**

**HRL**

**NORTHERN DISTRICT OF CALIFORNIA**

**SAN JOSE DIVISION**

**Filed**

**THE UNITED STATES OF AMERICA**

**vs.**

**JOSE ALBERTO CENTURION-CRUZ**

**RICHARD W. WICKING  
CLERK U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE**

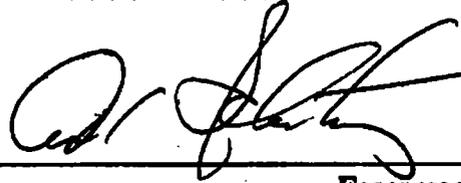
**JAN 23 2013**

**INDICTMENT**

**Count One:** 18 U.S.C. § 2252(a)(4)(B) - Possession of Child Pornography

**Count Two:** 18 U.S.C. § 2252(a)(2) and (b)(1) - Distribution of Child Pornography

*A true bill.*



*Foreperson*

*Filed in open court this 23rd day of JANUARY*

*A.D. 2013*

*pos...*

*United States Magistrate Judge*

*Bail. \$ No process.*

**Filed**

JAN 23 2013

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

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MELINDA HAAG (CABN 132612)  
United States Attorney

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

HRL

EJD

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
JOSE ALBERTO CENTURION CRUZ,  
Defendant.

CR 13 00046  
OR No.

VIOLATIONS: 18 U.S.C. § 2252(a)(4)(B)  
- Possession of Child Pornography; 18  
U.S.C. § 2252(a)(2) & (b) - Distribution of  
Child Pornography; 18 U.S.C. §§ 2253(a)(1)  
and (a)(3) - Criminal Forfeiture

SAN JOSE VENUE

INDICTMENT

The Grand Jury charges:

COUNT ONE: (18 U.S.C. § 2252(a)(4)(B) - Possession of Child Pornography)

From on or about ~~July~~<sup>June</sup> 5, 2012, through and including August 16, 2012, in the Northern  
District of California, the defendant,

JOSE ALBERTO CENTURION CRUZ,

did knowingly and intentionally possess visual depictions that had been mailed, shipped, and  
transported in and affecting interstate and foreign commerce, and which contain materials which  
had so been mailed and shipped and transported by any means, including by computer, the  
producing of which visual depictions involved the use of one and more minors engaging in

INDICTMENT

CR 13 1/23/13  
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1 sexually explicit conduct and such depiction was of such conduct;

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

3 COUNT TWO: (18 U.S.C. § 2252(a)(2) and (b)(1)–Distribution of Child Pornography)

4 From on or about <sup>July</sup> July 5, 2012, through and including August 16, 2012, in the Northern  
5 District of California, the defendant,

6 JOSE ALBERTO CENTURION CRUZ,

7 knowingly received and distributed visual depictions that had been mailed, shipped and  
8 transported in or affecting interstate or foreign commerce, and which was produced using  
9 materials which have been mailed, shipped, and transported in interstate and foreign commerce,  
10 by any means including by computer, the production of which involved the use of a minor  
11 engaging in sexually explicit conduct and which visual depiction was of such conduct;

12 All in violation of Title 18, United States Code, Sections 2252(a)(2) and (b)(1).

13 FORFEITURE ALLEGATIONS: (18 U.S.C. §§ 2253(a)(1) and (a)(3) – Criminal Forfeiture)

14 Upon conviction of the offenses alleged above, the defendant,

15 JOSE ALBERTO CENTURION CRUZ,

16 shall forfeit to the United States, pursuant to Title 18, United States Code, Sections 2253(a)(1)  
17 and (a)(3), all visual depictions described in Title 18, United States Code, Section 2252, and all  
18 property, real or personal, used or intended to be used to commit or promote the commission of  
19 the offenses of conviction, including but not limited to the following items:

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INDICTMENT

*CHS*  
*1/16/13*  
*Amr*

- 1 1. HP Compaq NC 6400 laptop, serial number CND7160W89;
- 2 2. Info Safe, SATA Drive Enclosure Part # SAT251OU2
- 3 3. Seagate Sata 160 GB external hard-drive, serial # 5VG03085;
- 4 4. PaloAlto Networks Thumb-Drive;
- 5 5. SanDisk Cruzer 2g Micro Thumb-Drive.

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DATED: 1-23-13

MELINDA HAAG  
United States Attorney

  
AMBER ROSEN  
Deputy Chief, San Jose Office

(Approved as to form:   
Ann Marie Ursini, SAUSA



**ATTACHMENT TO PENALTY SHEET  
U.S. v. JOSE ALBERTO CENTURION-CRUZ**

**COUNT ONE: 18 U.S.C. § 2252(a)(4)(B)(i) & (ii): Possession of Child Pornography**

10 years maximum imprisonment  
\$250,000 fine  
3 years supervised release  
\$100 mandatory special assessment  
Registration as a sex offender

**COUNT TWO: 18 U.S.C. § 2252(a)(2): Distribution of Child Pornography**

5 years minimum imprisonment  
20 years maximum imprisonment  
\$250,000 fine  
3 years supervised release  
\$100 mandatory special assessment  
Registration as a sex offender

**FORFEITURE: 18 U.S.C. § 2253(a)(1) and (a)(3)**