

STATE OF WISCONSIN

Plaintiff,

-vs-

BENJAMIN G. PFISTER

1108 Fawn Drive

Grand Marsh, WI 53936

DOB: 10/02/1980

Sex/Race: M/W

Defendant,

DA Case No.: 2009AD000367

Assigned DA/ADA: Mark D. Thibodeau

Agency Case No.: 2009-0917

Court Case No. 09CF_____

ATN:

Criminal Complaint

Loreen C. Glaman, Special Agent, Wisconsin Department of Justice, Division of Criminal Investigation, being first duly sworn, states that:

Count 1: POSSESSION OF CHILD PORNOGRAPHY

The above-named defendant on or about Thursday, April 16, 2009, in the Town of Springville, Adams County, Wisconsin, did, having attained the age of 18, knowingly possess a video file, to wit: File Name T94-775732-(Pthc) (Hussyfan) (Kingpass) (Vicky) (Lordofthering) (Moscow) (Liluplanet) (Nablot) (St Petersburg) (R@Ygold) (Babyshivid) Babyj-Long Pedofilia Bimba Di 5 Anni.mpg of a child engaging in sexually explicit conduct, and knows or reasonably should have known that the child was under the age of 18, contrary to sec. 948.12(1m)&(3)(a) Wis. Stats., a **Class D Felony**, and upon conviction may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than twenty five (25) years, or both.

And furthermore, invoking the provisions of Wisconsin Statute Section 939.617, upon conviction the Court shall impose a bifurcated sentence including a term of initial confinement for at least three years. The Court may impose a sentence less than three years or place the person on probation upon a finding on the record that the Court finds the lesser sentence is in the best interests of the community and the public will not be harmed.

And furthermore, invoking the provisions of Wisconsin Statute 973.042(2), upon conviction for a crime under 948.05 or 948.12 and the defendant is at least 18 years of age at the time of the commission of the crime, the Court shall impose a surcharge of \$500.00 for each image or each copy of an image, as defined in 973.042(1), associated with the crime. The court shall determine the number of images or copies of images associated with the crime by a preponderance of the evidence and without a jury.

Count 2: POSSESSION OF CHILD PORNOGRAPHY

The above-named defendant on or about Thursday, April 16, 2009, in the Town of Springville, Adams County, Wisconsin, did, having attained the age of 18, knowingly possess a video file, to wit: File Name T-201342720-Melayu-Awek hussyfan ptch r@ygold babyshivid new - ptch 1 of r liluplanet (16).mpg of a child engaging in sexually explicit conduct, and knows or reasonably should have known that the child was under the age of 18, contrary to sec. 948.12(1m)&(3)(a) Wis. Stats., a **Class D Felony**, and upon conviction may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than twenty five (25) years, or both.

And furthermore, invoking the provisions of Wisconsin Statute Section 939.617, upon conviction the Court shall impose a bifurcated sentence including a term of initial confinement for at least three

years. The Court may impose a sentence less than three years or place the person on probation upon a finding on the record that the Court finds the lesser sentence is in the best interests of the community and the public will not be harmed.

And furthermore, invoking the provisions of Wisconsin Statute 973.042(2), upon conviction for a crime under 948.05 or 948.12 and the defendant is at least 18 years of age at the time of the commission of the crime, the Court shall impose a surcharge of \$500.00 for each image or each copy of an image, as defined in 973.042(1), associated with the crime. The court shall determine the number of images or copies of images associated with the crime by a preponderance of the evidence and without a jury.

Count 3: POSSESSION OF CHILD PORNOGRAPHY

The above-named defendant on or about Thursday, April 16, 2009, in the Town of Springville, Adams County, Wisconsin, did, having attained the age of 18, knowingly possess a video file, to wit: T-594059268-new-PTHC-TakingEmHome-(Really Good).mpg of a child engaging in sexually explicit conduct, and knows or reasonably should have known that the child was under the age of 18, contrary to sec. 948.12(1m)&(3)(a) Wis. Stats., **a Class D Felony**, and upon conviction may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than twenty five (25) years, or both.

And furthermore, invoking the provisions of Wisconsin Statute Section 939.617, upon conviction the Court shall impose a bifurcated sentence including a term of initial confinement for at least three years. The Court may impose a sentence less than three years or place the person on probation upon a finding on the record that the Court finds the lesser sentence is in the best interests of the community and the public will not be harmed.

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Count 4: POSSESSION OF CHILD PORNOGRAPHY

The above-named defendant on or about Thursday, April 16, 2009, in the Town of Springville, Adams County, Wisconsin, did, having attained the age of 18, knowingly possess a video file, to wit: 12y webcam new - 10yo girl masturbation with sound (Pthc)(1).mpg of a child engaging in sexually explicit conduct, and knows or reasonably should have known that the child was under the age of 18, contrary to sec. 948.12(1m)&(3)(a) Wis. Stats., **a Class D Felony**, and upon conviction may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than twenty five (25) years, or both.

And furthermore, invoking the provisions of Wisconsin Statute Section 939.617, upon conviction the Court shall impose a bifurcated sentence including a term of initial confinement for at least three years. The Court may impose a sentence less than three years or place the person on probation upon

a finding on the record that the Court finds the lesser sentence is in the best interests of the community and the public will not be harmed.

And furthermore, invoking the provisions of Wisconsin Statute 973.042(2), upon conviction for a crime under 948.05 or 948.12 and the defendant is at least 18 years of age at the time of the commission of the crime, the Court shall impose a surcharge of \$500.00 for each image or each copy of an image, as defined in 973.042(1), associated with the crime. The court shall determine the number of images or copies of images associated with the crime by a preponderance of the evidence and without a jury.

Count 5: POSSESSION OF CHILD PORNOGRAPHY

The above-named defendant on or about Thursday, April 16, 2009, in the Town of Springville, Adams County, Wisconsin, did, having attained the age of 18, knowingly possess a photograph, to wit: File Name daisy-019-050 - 12yr old underage child daughter childsex childlover ptsc pthc lsm lsn pedo cum ass pussy hussyfan mafiasex r@ygold sandra lolita preteen m.jpg of a child engaging in sexually explicit conduct, and knows or reasonably should have known that the child was under the age of 18, contrary to sec. 948.12(1m)&(3)(a) Wis. Stats., a **Class D Felony**, and upon conviction may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than twenty five (25) years, or both.

And furthermore, invoking the provisions of Wisconsin Statute Section 939.617, upon conviction the Court shall impose a bifurcated sentence including a term of initial confinement for at least three years. The Court may impose a sentence less than three years or place the person on probation upon a finding on the record that the Court finds the lesser sentence is in the best interests of the community and the public will not be harmed.

And furthermore, invoking the provisions of Wisconsin Statute 973.042(2), upon conviction for a crime under 948.05 or 948.12 and the defendant is at least 18 years of age at the time of the commission of the crime, the Court shall impose a surcharge of \$500.00 for each image or each copy of an image, as defined in 973.042(1), associated with the crime. The court shall determine the number of images or copies of images associated with the crime by a preponderance of the evidence and without a jury.

Count 6: POSSESSION OF CHILD PORNOGRAPHY

The above-named defendant on or about Thursday, April 16, 2009, in the Town of Springville, Adams County, Wisconsin, did, having attained the age of 18, knowingly possess a photograph, to wit: File Name ((Lolitaguy)) Hussyfan New Pthc Oht 1 (18).jpg of a child engaging in sexually explicit conduct, and knows or reasonably should have known that the child was under the age of 18, contrary to sec. 948.12(1m)&(3)(a) Wis. Stats., a **Class D Felony**, and upon conviction may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than twenty five (25) years, or both.

And furthermore, invoking the provisions of Wisconsin Statute Section 939.617, upon conviction the Court shall impose a bifurcated sentence including a term of initial confinement for at least three years. The Court may impose a sentence less than three years or place the person on probation upon

a finding on the record that the Court finds the lesser sentence is in the best interests of the community and the public will not be harmed.

And furthermore, invoking the provisions of Wisconsin Statute 973.042(2), upon conviction for a crime under 948.05 or 948.12 and the defendant is at least 18 years of age at the time of the commission of the crime, the Court shall impose a surcharge of \$500.00 for each image or each copy of an image, as defined in 973.042(1), associated with the crime. The court shall determine the number of images or copies of images associated with the crime by a preponderance of the evidence and without a jury.

Count 7: POSSESSION OF CHILD PORNOGRAPHY

The above-named defendant on or about Thursday, April 16, 2009, in the Town of Springville, Adams County, Wisconsin, did, having attained the age of 18, knowingly possess a photograph, to wit: File Name las-003 Lilitas preteen young underaged hairless pussy pedo pthc ls-models bd-company.jpg of a child engaging in sexually explicit conduct, and knows or reasonably should have known that the child was under the age of 18, contrary to sec. 948.12(1m)&(3)(a) Wis. Stats., a **Class D Felony**, and upon conviction may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than twenty five (25) years, or both.

And furthermore, invoking the provisions of Wisconsin Statute Section 939.617, upon conviction the Court shall impose a bifurcated sentence including a term of initial confinement for at least three years. The Court may impose a sentence less than three years or place the person on probation upon a finding on the record that the Court finds the lesser sentence is in the best interests of the community and the public will not be harmed.

And furthermore, invoking the provisions of Wisconsin Statute 973.042(2), upon conviction for a crime under 948.05 or 948.12 and the defendant is at least 18 years of age at the time of the commission of the crime, the Court shall impose a surcharge of \$500.00 for each image or each copy of an image, as defined in 973.042(1), associated with the crime. The court shall determine the number of images or copies of images associated with the crime by a preponderance of the evidence and without a jury.

Count 8: POSSESSION OF CHILD PORNOGRAPHY

The above-named defendant on or about Thursday, April 16, 2009, in the Town of Springville, Adams County, Wisconsin, did, having attained the age of 18, knowingly possess a photograph, to wit: File Name Iso-026-041 - 12yr old underage child daughter childsex childlover ptsc pthc lsm lsn pedo cum ass pussy hussyfan mafiasix r@ygold sandra lolita preteen model bd.jpg of a child engaging in sexually explicit conduct, and knows or reasonably should have known that the child was under the age of 18, contrary to sec. 948.12(1m)&(3)(a) Wis. Stats., a **Class D Felony**, and upon conviction may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than twenty five (25) years, or both.

And furthermore, invoking the provisions of Wisconsin Statute Section 939.617, upon conviction the Court shall impose a bifurcated sentence including a term of initial confinement for at least three years. The Court may impose a sentence less than three years or place the person on probation upon

a finding on the record that the Court finds the lesser sentence is in the best interests of the community and the public will not be harmed.

And furthermore, invoking the provisions of Wisconsin Statute 973.042(2), upon conviction for a crime under 948.05 or 948.12 and the defendant is at least 18 years of age at the time of the commission of the crime, the Court shall impose a surcharge of \$500.00 for each image or each copy of an image, as defined in 973.042(1), associated with the crime. The court shall determine the number of images or copies of images associated with the crime by a preponderance of the evidence and without a jury.

Count 9: POSSESSION OF CHILD PORNOGRAPHY

The above-named defendant on or about Thursday, April 16, 2009, in the Town of Springville, Adams County, Wisconsin, did, having attained the age of 18, knowingly possess a photograph, to wit: la2-018-064 - 12yr old underage child daughter childsex childlover ptsc pthc lsm lsn pedo cum ass pussy hussyfan mafiasex r @ygold sandra lolita preteen model bd ls land(1).jpg of a child engaging in sexually explicit conduct, and knew or reasonably should have known that the child was under the age of 18, contrary to sec. 948.12(1m)&(3)(a) Wis. Stats., a **Class D Felony**, and upon conviction may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than twenty five (25) years, or both.

And furthermore, invoking the provisions of Wisconsin Statute Section 939.617, upon conviction the Court shall impose a bifurcated sentence including a term of initial confinement for at least three years. The Court may impose a sentence less than three years or place the person on probation upon a finding on the record that the Court finds the lesser sentence is in the best interests of the community and the public will not be harmed.

And furthermore, invoking the provisions of Wisconsin Statute 973.042(2), upon conviction for a crime under 948.05 or 948.12 and the defendant is at least 18 years of age at the time of the commission of the crime, the Court shall impose a surcharge of \$500.00 for each image or each copy of an image, as defined in 973.042(1), associated with the crime. The court shall determine the number of images or copies of images associated with the crime by a preponderance of the evidence and without a jury.

Count 10: POSSESSION OF CHILD PORNOGRAPHY

The above-named defendant on or about Thursday, April 16, 2009, in the Town of Springville, Adams County, Wisconsin, did, having attained the age of 18, knowingly possess a photograph, to wit: File Name jailbait.18.jpg of a child engaging in sexually explicit conduct, and knew or reasonably should have known that the child was under the age of 18, contrary to sec. 948.12(1m)&(3)(a) Wis. Stats., a **Class D Felony**, and upon conviction may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than twenty five (25) years, or both.

And furthermore, invoking the provisions of Wisconsin Statute Section 939.617, upon conviction the Court shall impose a bifurcated sentence including a term of initial confinement for at least three years. The Court may impose a sentence less than three years or place the person on probation upon

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And furthermore, invoking the provisions of Wisconsin Statute 973.042(2), upon conviction for a crime under 948.05 or 948.12 and the defendant is at least 18 years of age at the time of the commission of the crime, the Court shall impose a surcharge of \$500.00 for each image or each copy of an image, as defined in 973.042(1), associated with the crime. The court shall determine the number of images or copies of images associated with the crime by a preponderance of the evidence and without a jury.

Count 11: POSSESSION OF CHILD PORNOGRAPHY

The above-named defendant on or about Thursday, April 16, 2009, in the Town of Springville, Adams County, Wisconsin, did, having attained the age of 18, knowingly possess a photograph, to wit: File Name las-005-090 - 12yr old underage child daughter childsex childlover ptsc pthc lsm lsn pedo cum ass pussy hussyfan mafiasex r@ygold sandra lolita preteen model bd ls land.jpg of a child engaging in sexually explicit conduct, and knew or reasonably should have known that the child was under the age of 18, contrary to sec. 948.12(1m)&(3)(a) Wis. Stats., a **Class D Felony**, and upon conviction may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than twenty five (25) years, or both.

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Count 12: POSSESSION OF CHILD PORNOGRAPHY

The above-named defendant on or about Thursday, April 16, 2009, in the Town of Springville, Adams County, Wisconsin, did, having attained the age of 18, knowingly possess a photograph, to wit: File Name daisy-018-028 - 12yr old underage child daughter childsex childloverptsc pthc lsm lsn pedo cum ass pussy hussyfan mafiasex r@ygold sandra lolita preteen model bd ls.jpg of a child engaging in sexually explicit conduct, and knew or reasonably should have known that the child was under the age of 18, contrary to sec. 948.12(1m)&(3)(a) Wis. Stats., a **Class D Felony**, and upon conviction may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than twenty five (25) years, or both.

And furthermore, invoking the provisions of Wisconsin Statute Section 939.617, upon conviction the Court shall impose a bifurcated sentence including a term of initial confinement for at least three years. The Court may impose a sentence less than three years or place the person on probation upon a finding on the record that the Court finds the lesser sentence is in the best interests of the community and the public will not be harmed.

And furthermore, invoking the provisions of Wisconsin Statute 973.042(2), upon conviction for a crime under 948.05 or 948.12 and the defendant is at least 18 years of age at the time of the commission of the crime, the Court shall impose a surcharge of \$500.00 for each image or each copy of an image, as defined in 973.042(1), associated with the crime. The court shall determine the number of images or copies of images associated with the crime by a preponderance of the evidence and without a jury.

Count 13: POSSESSION OF CHILD PORNOGRAPHY

The above-named defendant on or about Thursday, April 16, 2009, in the Town of Springville, Adams County, Wisconsin, did, having attained the age of 18, knowingly possess of a child engaging in sexually explicit conduct, and knows or reasonably should have known that the child was under the age of 18, contrary to sec. 948.12(1m)&(3)(a) Wis. Stats., a **Class D Felony**, and upon conviction may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than twenty five (25) years, or both.

And furthermore, invoking the provisions of Wisconsin Statute Section 939.617, upon conviction the Court shall impose a bifurcated sentence including a term of initial confinement for at least three years. The Court may impose a sentence less than three years or place the person on probation upon a finding on the record that the Court finds the lesser sentence is in the best interests of the community and the public will not be harmed.

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PROBABLE CAUSE:

1. Your Complainant, Special Agent Loreen C. Glaman, being first duly sworn according to law, on oath, deposes and states that she is a Special Agent with the Wisconsin Department of Justice, Division of Criminal Investigation (“DCI”) and has been

employed in this capacity for twelve and a half years. Your Complainant has attended numerous trainings in identity theft, drug investigation, Internet crimes, Internet crimes against children, gambling and gambling investigations including, but not limited to, training provided and presented by the DCI, the Federal Bureau of Investigation ("FBI"), the National College of District Attorneys, the Council on Problem Gambling, the North American Gaming Regulators Association, the State of Nevada Gaming Control Board and MasterCard.

2. On April 16, 2009, pursuant to the execution of a search warrant at the residence of the defendant located at 1108 Fawn Drive, Grand Marsh, Wisconsin, Adams County, Complainant reports as follows:

That the computer hard-drivers from the defendant's bedroom were previewed for possession of child pornography. That the hard drive from within the computer contained three videos bearing girls in sexually explicit poses. That the first video was of several girls showering on a beach in which the girls were topless. That the camera primarily focused on one girl approximately 11 years of age. That she had little or no breast development and was small in stature.

That the second video was of a girl approximately nine years of age with her mouth on the penis of an adult male.

That the third video was of a girl approximately ten years of age, bent over and removing her panties, reaching behind her and pulling apart her butt cheeks to expose her vagina.

That the video on the attached external hard drive was of a girl approximately nine (9) to ten (10) years old who undressed and touches her vagina and breast area. That the girl has no breast development and little/no pubic hair.

That a connected external hard drive located near the computer contained nine (9) still images of girls in partial state to full state of undress. That the girls were between the ages of ten (10) and sixteen (16) and had little to no breast development and no pubic hair and were of small stature.

3. In the course of this investigation, Complainant interviewed Benjamin G. Pfister, dob: 10-02-80 who gave a statement against his penal interest. Complainant states attached hereto and incorporated herein by reference as Exhibit #1 – 2 pages, is a summary of the defendant’s statement.

Subscribed and sworn to before me on

April 20, 2009

**(Assistant) District Attorney
Approved for filing:**

S/A Loreen C. Glaman, Complainant

State Bar Number: 1017972 / 1014245

**I find that probable cause exists that the
crime was committed by the defendant and
order that he/she be held to answer thereto.
Dated: _____**

**Circuit Judge – Charles A. Pollex
Court Commissioner**