

AO (Rev. 5/85) Criminal Complaint

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

UNITED STATES OF AMERICA

CRIMINAL COMPLAINT

vs.

RICHARD CARINO

CASE NUMBER: 8:06-m-

8:06MJ1173 MSS

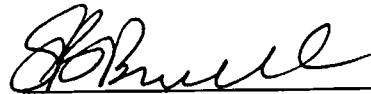
I, the undersigned complainant, being duly sworn, state the following is true and correct to the best of my knowledge and belief. On or about July 19, 2005, in Pinellas County, in the Middle District of Florida, defendant(s) did,

knowingly received materials relating to sexual exploitation of minors via interstate commerce,

in violation of Title 18, United States Code, Section 2252(a)(2). I further state that I am a(n) Special Agent with Federal Bureau of Investigation, and that this Complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof: Yes No



Signature of Complainant
Susan B. Bucenell

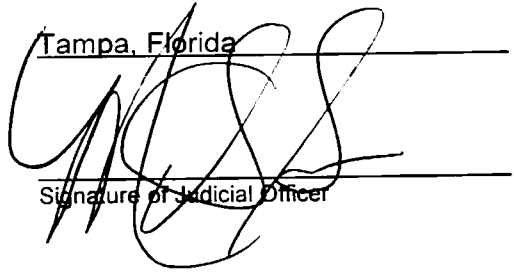
Sworn to before me and subscribed in my presence,

May 19, 2006 5/19/06
1:43pm

at

Tampa, Florida

MARY S. SCRIVEN
United States Magistrate Judge
Name & Title of Judicial Officer


Signature of Judicial Officer

AFFIDAVIT FOR COMPLAINT/ARREST WARRANT

I. Susan B. Bucenell, being duly sworn state as follows:

I am a Special Agent (SA) with the Federal Bureau of Investigation (FBI). I have been so employed for more than fourteen years. I am currently assigned to the FBI, Tampa Division, Pasco Hernando Resident Agency (PHRA). During these years I have been assigned to work a variety of violations, including the sexual exploitation of children.

This affidavit is made in support of a complaint and the issuance of an arrest warrant for Dr. Richard Carino, white male, date of birth March 3, 1960, Social Security Account Number [REDACTED] currently residing at 3336 Cantrell Street, Holiday, Florida. Affiant seeks to arrest Carino for violations of Title 18, United States Code, Section 2252 (a) (1) (2), activities relating to material involving the sexual exploitation of minors.

The statements and information contained in this affidavit are the results of an investigation by Detective Bill Davis of the Pasco County Sheriff's Office (PCSO), Investigator Miquel Solar of the Drug Enforcement Agency Diversion Unit (DEA-DU), information provided by witnesses, information personally known to me based upon my investigation in this matter, as well as my training and experience as an FBI Agent. It is not meant to convey all of the facts known to the affiant, only those necessary to establish probable cause to obtain a complaint and arrest warrant.

BACKGROUND/INVESTIGATION

Dr. Richard Carino is a Medical Doctor specializing in pain management. His office is located at 6233 Ridge Road, Port Richey, Florida, 34668. Dr. Carino is also the subject of a DEA-DU investigation for illegally dispensing prescription drugs online. As a result of the DEA-DU investigation, a federal search warrant was executed at his offices on July 19, 2005 by the DEA with the assistance of Det. Davis.

Det. Davis was personally known to Dr. Carino and his wife Autumn from previous unrelated investigations involving patients who were "doctor shopping" for prescriptions. During the execution of the search warrant, Autumn Carino expressed concerns to Det. Davis over what was going to be found on the computers of Dr. Carino. After discussion with Det. Davis, Autumn revealed that Dr. Carino had been viewing child pornography on their home computer, located at 12019 Penzance Lane, New Port Richey, Florida.

Autumn gave Det. Davis verbal consent to go to their home and look at the computer. Autumn accompanied Det. Davis to their home where she turned on and gained access to the computer. Autumn gave specific consent to search and download the hard drive, but due to her fear of Carino's abusive nature, she pleaded for the computer to stay at the house. A brief search

[REDACTED]

of the computer by Det. Davis revealed several pictures of what he felt would be classified as child erotica under state law, that is, girls who appeared to be 11-15 years of age fully naked, with their legs spread apart and close up photos of their breasts and genitalia.

Autumn revealed to Det. Davis that not only had she witnessed Carino viewing the child pornography on their home computer, but she had gone into the computer unbeknownst to him and found a video of what appeared to be a very young girl having oral and vaginal sex with an adult male.

Det. Davis requested that the hard drive be downloaded by the DEA computer specialist performing the same at the medical offices. After verbal consent was obtained from Dr. Carino and again by Autumn Carino, DEA Agent Nunamaker arrived at the Carino residence to "mirror image" the home computer. The "mirror image" was sent to DEA Headquarters for examination, along with four "mirror images" of computers from the medical office of Carino, authorized in the search warrant.

Upon initial examination at DEA Headquarters, child pornography was found on Exhibit #N11, which was the mirror image of a computer hard drive which was located at the medical offices of Dr. Carino. At this time, DEA's forensic examination of the hard drive(s) ceased. DEA's search warrant allowed for the search and seizure of evidence relating to the internet pharmacy fraud. DEA then sought the assistance of the FBI SA Ashton Koo of the Washington Division. SA Koo specializing in the investigation of the sexual exploitation of children.

SA Koo prepared a search warrant affidavit requesting authority to search all five hard drives (four from the medical office of Dr. Carino and 1 from the residence of Autumn and Dr. Carino) A federal search warrant was issued for all five hard drives and the examination by the DEA resumed.

On August 25, 2005, Det. Davis was called by Autumn Carino in regards to a domestic dispute with Dr. Carino. Upon response to their home, Det. Davis determined that Autumn had caught Carino looking at child pornography again and a domestic dispute ensued. As a result Dr. Carino was arrested for domestic violence. The computer, marijuana and drug paraphania was seized at this time. A written Consent To Search was signed by Autumn Carino at this time.

The computer was sent to the Florida Department of Law Enforcement (FDLE) for examination.

SA Bucenell, your affiant was contacted to facilitate the federal investigation of Dr. Carino and his activities relating to the possession, transportation and distribution of child pornography.

REVIEW OF EVIDENCE

DEA Evidence

Your affiant has reviewed DEA Exhibit #N11, the content of a hard drive located in a computer from the medical office of Dr. Carino on July 19, 2005. This same computer had two separate hard drives-Exhibit #N11 and Exhibit #N10. Only Exhibit #N11 contained evidence relevant to this investigation. The registered owner of this computer is Dr. Richard Carino.

A Kazaa file sharing program was found in Exhibit #N11. Kazaa allows users to search for and download files shared by other Kazaa users over the internet. The Kazaa program keeps a log of the files on the computer that the user will share with other Kazaa users. A Kazaa log found in Exhibit #N11 revealed that approximately 446 files had been shared (sent or received via the internet) with other Kazaa users.

The "My Shared Folder" is the default directory that Kazaa uses to store the actual files (or images or movies or text, etc) that were shared. When a file is viewed in Windows using a thumbnail view, Windows will store the thumbnail of the images in the folder, with a listing of corresponding file names, in a hidden system called Thumbs.db. Many of the file names in this file included "pedo" (typically the abbreviation for pedophile). Further file names included but were not limited to pedo porn.jpg, pedo-Vicky 6-b.mpg, (movie) 6yo pedo inzest daughter alison tex.jpg, extreme rape pedo anal.mpg, (movie), 5yo boy and 7yo sister, and many other pictures and movies. There are share dates/written dates (date of download) ranging from July 22, 2003 to July 19, 2005, the morning of the search.

No images related to the file names in this folder were recovered. That the files and thumbnails were in the Thumbs.db file indicates that the images were once in the folder, yet they cannot currently be found. This can be attributed to a file wiping utility called "Incinerator", which according to it's claims "effectively removes files and folders on your hard drive....so you can be sure that what you remove is safe from anyone's prying eyes." The "Incinerator" Program was installed on this computer.

Your affiant has reviewed DEA Exhibit #N12, the content of a hard drive located in a computer from the residence of Dr. and Autumn Carino, downloaded on July 19, 2005 by the DEA-DU SA . The registered owner of this computer is Richard Carino.

A Kazaa file sharing program was also found in Exhibit #N12. A Kazaa log found on Carino's office computer revealed that files shared (sent or received to via the internet) with other Kazaa users appeared to be the same list as the Kazaa list in Exhibit #N11.

Most of the file names in Exhibit #N12, " My Shared Folder" also included "pedo", "little girl", "kiddy" along with graphic description of the sexual acts depicted in the picture or

movie.

Again no images related to the file names in this folder were recovered. "Incinerator" was also installed on this computer.

Three video files were found in Exhibit #N12. All three of these videos were found to display graphic acts of oral, anal, and vaginal sex with children, one of which appeared to be as young as 6 years old. These videos were found in the temporary internet files. One child in these videos has been identified in a previous prosecution.

There were at least 40 deleted files in Exhibit #N12 which were unable to be recovered. Only the names of the deleted files were recoverable. All of these file names were consistent with child pornography. The file names included, for example "pedo-year 3 old kiddy sucks large one.mpeg" and "homeclips-Screamer 2 pedo young.mpeg. All of the file extensions used were consistent with image files.

Fourteen image files containing visual depictions were recovered from Exhibit #N12. These fourteen image files have been identified by your affiant as child pornography as that term is defined in 18 U.S.C. Section 2256 (8) (A).

FDLE Evidence

Your affiant has reviewed the PCSO/DEA evidence marked Exhibit #1WTD, the content of a hard drive of a computer from the residence of Dr. and Autumn Carino, seized on August 26, 2005. This computer is the same computer that was present at the residence on July 19, 2005, and the same computer that the DEA downloaded a "mirror image" of on this same date. The registered owner of this computer is Richard Carino. Analysis revealed that Carino had eight America On-Line (AOL) User names.

A key word search revealed 630 hits for the term "lolita", a known file name of child pornography pictures widely used by pedophiles to locate child pornography; 154 hits for the term "underage"; 234 hits for the term "amateur"; and 95 hits for the term "innocent", all common search terms for individuals searching for child pornography. A word search for alt.bin revealed 2732 hits. A review of the data on these hits revealed hundreds of sites for child pornography and over 100 photographs of child pornography, several child pornography stories, and evidence that Carino was sending and receiving child pornography images using his AOL and Juno email accounts.

INTERSTATE NEXUS

The Internet Service Provider for the computers at Carino's medical office and for the computer at his former place of residence (Penzance) is AOL. AOL's server is in Dulles, Virginia.. Review of computer evidence also indicated that Carino had an account on Juno

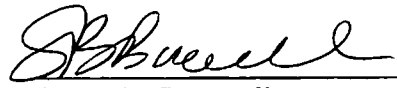
rcmdl@juno.com. Juno's server is in California. A server is a computer that is attached to a dedicated network (for example AOL or Juno) and serves many users. When an individual user sends an e-mail or reads and/or posts messages, the electronic version must first be transmitted to the server prior to being transmitted to the intended recipient.

SUMMARY

Based upon training, experience, and the foregoing facts outlined herein, your affiant has probable cause to believe that Carino possessed, received, and distributed child pornography affecting interstate commerce, in violation of Title 18, United State Code 2252 (a) (1) (2), certain activities relating to material involving the sexual exploitation of minors constituting or containing child pornography.

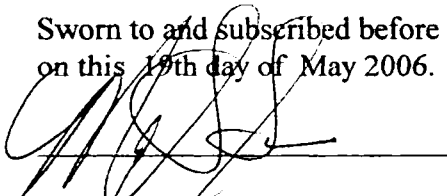
Wherefore, I respectfully request that the Court issue a Complaint and an Arrest Warrant for Richard Carino, white male, date of birth March 3, 1960, Social Security Number [REDACTED]

FURTHER YOUR AFFIANT SAYETH NOT.



Susan B. Buceenell
Special Agent
Federal Bureau of Investigation

Sworn to and subscribed before me
on this 19th day of May 2006.



United States District Magistrate Judge Mary S. Scriven

