

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.

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.

Count 3: POSSESSION OF CHILD PORNOGRAPHY

The above-named defendant on or about Friday, March 14, 2014, in the City of Wausau, Marathon County, Wisconsin, did, having attained the age of 18, knowingly possess photograph(s) of a child engaging in sexually explicit conduct, and reasonably should have known that the child was under the age of 18, to wit: SMOOTH.JPG; contrary to sec. 948.12(1m) and (3)(a), 939.50(3)(d) 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 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.

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.

Count 4: POSSESSION OF CHILD PORNOGRAPHY

The above-named defendant on or about Friday, March 14, 2014, in the City of Wausau, Marathon County, Wisconsin, did, having attained the age of 18, knowingly possess photograph(s) of a child engaging in sexually explicit conduct, and reasonably should have known that the child was under the age of 18, to wit: nude dudes.jpg; contrary to sec. 948.12(1m) and (3)(a), 939.50(3)(d) 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 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.

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.

Count 5: POSSESSION OF CHILD PORNOGRAPHY

The above-named defendant on or about Friday, March 14, 2014, in the City of Wausau, Marathon County, Wisconsin, did, having attained the age of 18, knowingly possess photograph(s) of a child engaging in sexually explicit conduct, and reasonably should have known that the child was under the age of 18, to wit: SURFER.JPG; contrary to sec. 948.12(1m) and (3)(a), 939.50(3)(d) 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 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.

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.

Count 6: POSSESSION OF CHILD PORNOGRAPHY

The above-named defendant on or about Friday, March 14, 2014, in the City of Wausau, Marathon County, Wisconsin, did, having attained the age of 18, knowingly possess photograph(s) of a child engaging in sexually explicit conduct, and reasonably should have known that the child was under the age of 18, to wit: wrestling.jpg; contrary to sec. 948.12(1m) and (3)(a), 939.50(3)(d) 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 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.

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.

Count 7: POSSESSION OF CHILD PORNOGRAPHY

The above-named defendant on or about Friday, March 14, 2014, in the City of Wausau, Marathon County, Wisconsin, did, having attained the age of 18, knowingly possess motion picture(s) of a child engaging in sexually explicit conduct, and reasonably should have known that the child was under the age of 18, to wit: Vladik Vol. 1 Remembered(Disc 1); contrary to sec. 948.12(1m) and (3)(a), 939.50(3)(d) 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 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.

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.

Count 8: POSSESSION OF CHILD PORNOGRAPHY

The above-named defendant on or about Friday, March 14, 2014, in the City of Wausau, Marathon County, Wisconsin, did, having attained the age of 18, knowingly possess motion picture(s) of a child engaging in sexually explicit conduct, and reasonably should have known that the child was under the age of 18, to wit: Sandy Hill; contrary to sec. 948.12(1m) and (3)(a), 939.50(3)(d) 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 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.

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.

Complainant is a Marathon County law enforcement officer who bases this complaint upon the attached law enforcement reports which your complainant believes are reliable in that they are made by the officer in the routine and ordinary course of the officer's official duties.

Your complainant believes the statements contained within said reports are reliable for the following reasons: They are made by victims and/or witnesses to criminal activity, insofar as it is based upon personal observations and knowledge. They are made by the defendant contrary to penal interests.

and prays that the defendant be dealt with according to law.

Subscribed and sworn to before me,
and approved for filing on:
March 17, 2014.

Complainant

(Assistant) District Attorney
State Bar No. _____
Marathon County, Wisconsin

On Friday, March 14, 2014, Special Agents of the Wisconsin Department of Justice and Officers from the Wausau Police Department executed a search warrant at the residence of MICHAEL M. SWITALKSI, W/M, DOB 11/25/1963, located at 926 Parcher St., Wausau, Marathon County, WI. At the time of execution the residence was vacant. During the search of the residence law enforcement located and subsequently seized numerous items of evidentiary value including, but not limited to, numerous DVD's, a hard disc drive from a laptop computer, USB storage devices and documents. A computer forensic analyst conducted forensic previews of the hard disk drive from a laptop computer and a USB storage device located attached to the computer, and prepared a preview disc of the contents of these devices.

Special Agent Ronald W. Glaman subsequently examined the preview disc prepared by the computer forensic analyst and observed the thumb drive contained approximately 95 images of nude male subjects, many of whom appear to be under the age of 18. SA Glaman made specific note of the following images:

Name: cute 2.jpg

Hash Value: 200c51ee33253aaca680c5678ee49111

Full Path: 14-972\Saint Mary's Press USB Flash Drive (connected to HP

Laptop)\C\inspiration\cute 2.jpg

Description: File, Archive

File Created: 03/12/14 10:34:41PM

Last Accessed: 03/12/14

Last Written: 03/12/14 10:34:42PM

Entry Modified:

Logical Size: 81,901

Is Deleted: No

Description:

A white teenage boy consistent with 14-16 years of age pictured sitting in a tiled area similar to a bathroom. The picture shows the boy from head to approximately his knees, and he is naked. The boy's left hand is on his semi-erect penis. The boy has pubic hair, no facial hair and slight build.

Name: SLIM.JPG

Hash Value: a3922893fee2a105130f234fb09edcb

Full Path: 14-972\Saint Mary's Press USB Flash Drive (connected to HP

Laptop)\C\inspiration\SLIM.JPG

Description: File, Archive

File Created: 03/12/14 10:54:18PM

Last Accessed: 03/12/14

Last Written: 03/12/14 10:54:20PM

Entry Modified:

Logical Size: 120,880

Is Deleted: No

Name: SURFER.JPG

Hash Value: 24c3d381b467cb2506ffe15310ba60ff

Full Path: 14-972\Saint Mary's Press USB Flash Drive (connected to HP laptop)\C\inspiration\SURFER.JPG

Description: File, Archive

File Created: 03/12/14 10:46:23PM

Last Accessed: 03/12/14

Last Written: 03/12/14 10:46:24PM

Entry Modified:

Logical Size: 35,502

Is Deleted: No

Description:

A still image of a white male standing naked in ankle deep water, holding a surf board in one hand/arm. The other hand is on his penis. He is turned sideways, looking at the camera. He has some pubic hair, consistent with a male under the age of 18.

Name: wrestling.jpg

Hash Value: 069b8decee6826fbc67a38870af9fc04

Full Path: 14-972\Saint Mary's Press USB Flash Drive (connected to HP Laptop)\C\inspiration\wrestling.jpg

Description: File, Archive

File Created: 03/13/14 10:35:14PM

Last Accessed: 03/13/14

Last Written: 03/13/14 10:35:16PM

Entry Modified:

Logical Size: 89,617

Is Deleted: No

Description:

This is a still image of two naked white males with brown hair standing outside on a brown grassy slope. One male is standing behind the other with his front against the other males' back, and his arm is wrapped around the front male's neck. The front male is reaching one arm behind him towards the back male, and his other arm is holding the arm which is wrapped around his neck. The front male is small in stature, with little to no pubic hair, consistent with a male under the age of 16.

SA Glaman examined the DVD's seized and observed that many appeared to be produced by Azov Films. SA Glaman is aware that in approximately October of 2010, the United States Postal Inspection Service (USPIS), United States Department of Justice and a Foreign Law Enforcement Agency (FLE) initiated an investigation into Azov Films that operated a website offering DVDs and on-line streaming videos for sale. The majority of these films featured young boys which were marketed as "naturist films from around the world." Law enforcement determined that Azov Films,

based in Toronto, Canada, was located outside of the United States and was the subject of more than 20 complaints to the National Center for Missing and Exploited Children's (NCMEC) Cyber TipLine regarding the sale of child pornography. Law enforcement executed a search warrant on Azov Films' business premises in May, 2011 and seized hundreds of DVD movies, photo DVDs, computers, and business records, including customer shipping labels and customer order histories. Many of the DVD movies included the lewd and lascivious exhibition of the genitals of nude minors. Based upon the business records of Azov Films, law enforcement determined that these films were being shipped to customers worldwide, including hundreds of individuals residing in the United States. Law enforcement also determined that for those orders placed from the United States, Azov Films would fill the orders via USPS Priority Mail.

SA examined the videos believed to be produced by Azov Films and the following are the titles of these videos:

1. Slim Pfeiffer's Sandy Hill
2. Vladik Remembered Vol. 1 (a two disc set): which is summarized as being "a compilation of scenes from some of Vladik's best videos.
3. Moldavian Forest FKK
4. Slim Pfeiffer's Peter and the Desert Riders
5. Trading Punches
6. Skinny Dippers
7. Boys of Eurpoa (disc 1 and disc 2)
8. Bowler-Dome – Bowling with the Boys!

9. God or Goat
10. Wrestling Teens
11. Black Sea Boys
12. Spring Break

SA Glaman previewed several of the videos and observed that all of them included scenes of naked boys, including boys ranging in age from approximately 10 to approximately 16 years of age. The various scenes depict the boys swimming, showering together, wrestling, riding bicycles, gymnastics and other such activity while nude. SA Glaman specifically observed the following scenes, which are a small representative sample of those on the videos:

Vladik Vol. 1 Remembered (Disc 1):

During a portion of this video, there are scenes, involving a naked boy approximately 12-14 years of age where he is showering, sitting in a sauna, in a small hot tub style pool, singing and dancing. At one point while dancing in the shower area the young male places one hand and then the other on his buttocks while dancing and hopping back and forth, somewhat gyrating his hips. The scene transitions and the same male is shown rolling back and for the on a bed, spreading his legs as he rolls onto his back showing glimpses of his genitalia and anus. The male also bounces on the bed while laying down. Later in the same video a naked male approximately 12-14 years of ago is singing and dancing in a shower area and is depicted wearing sunglasses and a scarf, during which he poses by pushing his hips to the side.

Sandy Hill

In the "Trailers" section of the DVD there is a sequence apparently featuring video from a movie entitled *Beaches and Dominoes*, which depicts several young naked boys ranging in age from approximately 8 to 10 years of age, none of them having pubic hair and being very slight in stature. The boys are first pictured in a sauna, then sliding on a tile floor, in a small swimming pool, showering and at a table. During these clips the boys penises are clearly visible, and at times one or more of the boys legs are open wide, with a camera position which clearly shows their genitalia.

SA Glaman conducted additional previews of many of the DVDs seized and observed them all to contain similar video footage.

YOU HAVE THE RIGHT TO AN ATTORNEY

You have been charged with a crime.
If you are convicted of the charge, you may go to jail or prison.

YOU HAVE THE RIGHT TO HAVE AN ATTORNEY WITH YOU DURING ANY AND ALL COURT PROCEEDINGS.

If you cannot afford an attorney, one will be appointed for you.

If you would like an attorney appointed for you, you must go to the
State Public Defender's Office
IMMEDIATELY.

THE SOONER YOU GO TO THE PUBLIC DEFENDER'S OFFICE,
THE SOONER AN ATTORNEY CAN BE APPOINTED FOR YOU.

THE COURT WILL NOT DELAY YOUR CASE SIMPLY BECAUSE
YOU HAVE FAILED TO SEEK THE APPOINTMENT OF AN ATTORNEY.

**State Public Defender
370 Grand Avenue
Wausau, WI 54403
(715)842-1603**

**Two blocks South of Courthouse,
across the street from St. Mary's Church,
behind the Job Center.**

**Intake Hours: Monday – Friday
8:00 a.m. – 11:00 a.m. and 1:00 p.m. – 3:30 p.m.**

You must bring a copy of the criminal complaint with you.