

Type of Crime Child - Other

Date of Incident 1/21/2014

Date of Last Entry Click here to enter a date.

Submitted by: Det. Ian Polhemus, #5789, Unit B741X, 206-684-8651,

ian.polhemus@seattle.gov

**UCR-** Choose an item.

CMS- Referred to KCPA-Adult (W)

LODI- September 5, 2014

#### **Entities:**

Suspect #1 Jones, Rick Allen W/M/01-20-1963 6-00/220 1530 NW Market St #211 Seattle, WA 98107



# Certification for Determination of Probable Cause

That **Ian Polhemus** is a Detective with the Seattle Police Department and has reviewed the investigation conducted in Seattle Police Department Case number **2014-22121**. There is probable cause to believe that **Rick Allen Jones** committed the crime of **RCW 9.68A.070** (**Possession of depictions of minor engaged in sexually explicit conduct**) within the City of Seattle, County of King, State of Washington. This belief is predicated on the following facts and circumstances.

On or about December 29, 2013, the Internet Service Provider (ISP) known as Google, discovered one of their subscribers had uploaded one or more files of suspected child pornography to the Internet on 12-29-2013 @ 04:45:28 UTC. Google subsequently made a report to the National Center for Missing & Exploited Children (NCMEC), who documented the complaint(s) in CyberTip #2254437.

Identifying information provided to NCMEC, by Google, included the IP address reportedly used to facilitate the upload of the image (2601:8:b100:dc1:41d4:193b:16d4:ac09), an email address of rckllnjns@gmail.com and IP logs dating from November 30, 2013 to December 29, 2013.

A WHOIS lookup of IP 2601:8:b100:dc1:41d4:193b:16d4:ac09 revealed that the registrant was Comcast, as reported on the CyberTip, and furthermore, appears to geo-locate to the approximate area of Seattle, WA.

I reviewed the reported one (1) file and further describe it as follows:

The file titled, "jimmy bs arlos.jpg", is an image file that depicts three (3) persons. One of the persons, a young, male child, is receiving a blowjob from another person. Based upon the primary child's lack of physical development, to include the lack of any pubic hair, miniature penis and testicles, I'd estimate his age at approximately 8-12 years. The child performing the sex act also appears to be a male and based upon his facial features and lack of shoulder development, I'd estimate his age to be approximately the same. The third person depicted in the photo is not visible enough to provide a description of age or sex.

I believe this file depicts the sexual exploitation of a child as outlined in RCW 9.68A.

Pursuant to a judicially valid search warrant served on Comcast, the subscriber of record for the aforementioned IP address was reported to be "Rick Jones", with an address of 1530 NW Market St Unit 211, Seattle 98107.



A subsequent search warrant was obtained for the above residence and was executed on March 20, 2014. Though the residence was unoccupied at the time of entry, intelligence was obtained that Rick Jones (JONES) was likely at work; employed as an engineer at the private residence of Bill & Malinda Gates.

Det. Vijarro and I departed the scene and drove to the Gates residence in an effort at contacting JONES. The remainder of the team remained processed the scene under the supervision of Det. Sgt. Thomas.

We approached the security office located at the Gates' property, identified ourselves, and asked to speak with JONES.

JONES entered the security office minutes later at which time I introduced myself and Det. Vijarro. I asked JONES if he could speak with us outside and escorted him to my vehicle (a Hertz rental car; Nissan Pathfinder). I opened the rear passenger door for JONES and he took a seat, with the door open. I then sat in the rear seat behind the driver while Det. Vijarro sat in the front passenger seat.

I activated my voice recorder and Det. Vijarro activated her audio/video recorder. I advised JONES that our conversation was being both audio & video recorded and advised him that he was not under arrest, did not have to answer any questions or make any statements and that he was free to leave at any time. I then read JONES his Miranda warnings and proceeded with an interview, whereby the following facts were determined (in part; see audio/video recordings for entirety of interview).

JONES confirmed his physical address (1530 NW Market St #211) and that he currently resides alone, though he has had people staying with him intermittently (most recently Nov/Dec 2013). He uses two (2) email accounts; rick.allen.jones@hotmail.com and rckllnjns@gmail.com (the latter of which I obtained emails from Google pursuant to a search warrant and verified child pornography (CP) from this email account).

I informed JONES of the type of cases that I am responsible for investigating and asked him which computer in his home would have the child pornography on it? He replied, 'If any, it would be the one that's on the desk'.

I asked JONES with whom he has traded CP with and he acknowledged that there was only one (1) person and it was on one (1) occasion. JONES initially declined to provide the name of this other



party however, when I presented EM evidence to JONES that included CP pics sent to David Wong, JONES confirmed that was the individual and he believed it occurred in December (consistent with email's provided to me from Google).

JONES said that he has been collecting CP for about 10 years now and has had an interest in young boys since he himself was a teenager. He has CP on his computer, the external HDD and likely on one or more thumb drives in his residence.

JONES views his CP collection 2-3 x weekly and masturbates to the files about 70% of the time.

On July 7, 2014 I received notification from Det. Kyburz that his forensic analysis was concluded on the items previously seized from JONES' residence on March 20, 2014 and it was available for review.

After reviewing the evidence and submitting 44,983 files to the NCMEC LESP (National Center for Missing& Exploited Children Law Enforcement Services Portal) for analysis, I received reports indicating that 133 of the submitted files were "Identified Child", 6,362 were "Recognized Hash Values" and 38,488 were "Unrecognized Hash Values".

#### **Definitions:**

Identified Child: These exact hash values are associated with an image/video which appears to depict at least one (1) child previously identified by law enforcement. Please be advised that these hash values may be associated with apparent child pornography images/videos as well as files that do not contain apparent child pornography.

Recognized Hash Values: These exact hash values are associated with files previously submitted to the National Center for Missing & Exploited Children (NCMEC's) Child Recognition and Identification System. However, NCMEC has no additional information regarding these files, which may or may not contain apparent child pornography or depict identified children.

Unrecognized Hash Values: These exact hash values are associated with images/videos that have not yet been submitted to NCMEC's Child Recognition and Identification System.

In reviewing the 133 "Identified Child" files, I hereby more fully describe two (2) of them as follows:



The file named, "X1 (2).jpg depicts a naked male child being anally penetrated by an erect penis of an adult male. The adult is lying on his back with his feet towards the camera. The child is sitting on the man's penis with his hands behind him (closer to the adult's head). The boy has no visible pubic hair and very little development of the chest, shoulders or other features of his body. I would estimate the child's age as approximately 8-10 years of age.

The file named, "hel-053.jpg" depicts a female child wearing a short, white tank top (otherwise naked). She is being vaginally penetrated by an erect penis of an adult male. The adult is sitting on his buttocks and leaning against pillows. The female child is seated on his lap with her legs spread beyond the outside of the adult male's legs. The adult male's penis is inserted in the child's vagina. Based upon no visible pubic hair, hip and breast development, and overall stature of the child, I would estimate her age as approximately 8-10 years of age.

Under penalty of perjury under the laws of the State of Washington, I certify that the foregoing is true and correct to the best of my knowledge and belief. Signed and dated by me this **4th** day of **September, 2014**, at Seattle, Washington.

# **Investigation:**

1/21/14

Assigned CyberTip # 2254437 for follow-up investigation.



## 1/23/14

Reviewed CT. Automated reported submitted by Google. Reported information includes incident date/time of upload (12/29/2013@04:45 UTC); email address (<u>rckllnjns@gmail.com</u>); secondary email address (rickjoness@msn.com); IP logs from 11/30/2013 to 12/29/2013; registration IP reported ΙP address used the single address from 2010; to upload image (2601:8:b100:dc1:41d4:193b:16d4:ac09) and file name (jimmy bs arlos.jpg).

I verified that the reported upload IP is registered to Comcast and geo-locates to the approximate area of Seattle, WA.

## 1/31/14

Obtained signed SW for records maintained by Google and Comcast. Subsequently served.

#### 2/3/14 0739 hrs

PC from "Angelo" at Google. He advised that they need a non-PO box address in order to sent legal response to. He requested I email <u>uslawenforcement@google.com</u> with an address, to his attention. Message retrieved 2/11/14.

# 2/3/14

Received fax response from Comcast, pursuant to SW. Information included subscriber name (Rick Jones), service address (1530 NW Market St Unit 211, Seattle 98107), telephone (206-786-9081) and email address (jonesrick211@comcast.net). See response for further details.

#### 0933 hrs

Sent EM to <u>uslawenforcement@google.com</u>, attention "Angelo", with address information requested.

#### 2/25/14

Upon returning to work from extended absence, retrieved sealed FedEx envelope from my desk (from Google) and opened. Outer label indicated a ship date of 2/11/14. Contents included certificate of authenticity signed by custodian of records, Angelo Christian Nono, and one (1) DVD. See return for full details.

#### Contents of DVD included:



Date from "Drive" account. I extracted the files and began a review. There were a total of 16 files.

File titled, "0Arb1n13gHfkHdEZBdXQ0d1NiYVFxTmFZN2U4MUhqdVE..xls" was an "Estate Operations Vendor Service Log" (non-criminal).

File titled, "0Arb1n13gHfkHdFFSejhVRExGS2pJU1kxSU1KZjYxQlE..xls" appeared to be a contractor's spreadsheet (non-criminal).

Filed titled, "0Arb1n13gHfkHdFIxRHJBcEJueDB3OFZsTnI3djViOWc..xls" was an "Estate Operations Vendor Service Log" (non-criminal).

File titled, "0Arb1n13gHfkHdG1OMlhGRV9YRGIYREdJV0pNRkZCZFE..xls" was an "Estate Operations Vendor Service Log" (non-criminal).

File titled, "0Arb1n13gHfkHdHQwRkhUQTItbENfZllQeTd0OFBNNFE..xls" was an "Estate Operations Vendor Service Log" (non-criminal).

File titled, "0B7b1n13gHfkHb1hEVXd0T1BfWkVlUEJXQlZJTHlfVVMtTmVJ.jpg" was consistent with child erotica.

File titled, "0B7b1n13gHfkHb25iMVdYVFprOU5RQUV3blVHX0t1STFHekln.jpg" was an adult male, non-pornographic.

File titled, "0B7b1n13gHfkHclVoSWJKMHFoWXdYWGRIVXB4VjJ6cDJkdm9F.jpg" was possible child erotica (age difficult).

File titled, "0B7b1n13gHfkHdE5DQkxmUkJWcS1LS3VWck9qcWdvWmxuYzJv.jpg" was an adult male, non-pornographic.

File titled, "0B7b1n13gHfkHdk9HQkJ5bGt5djJqSVdpSzZ0LTF4VzBRYlk0.jpg" was pornographic, age difficult.

File titled, "0B7b1n13gHfkHNnVtbFc0VFlOZmxuSVdQRnByd1ZaZlhpVmZr.art" would not open (could not find an appropriate program).



File titled, "0B7b1n13gHfkHOG1EMGlNNW1qSUFIczRyRGRiY2hCUzdhLS1R.jpg" was possible child erotica (age difficult).

File titled, "0B7b1n13gHfkHRm5zNXdvbGtSNXo0ZjJQY1p6NWkyMW01ZDhj.jpg" was possible child erotica (age difficult).

File titled, "0B7b1n13gHfkHV2x1MGlRbk5ISHhiaWRqQTI1YXNHbTZQQml3.jpg" was a male, non-pornographic.

File titled, "0B7b1n13gHfkHYWZRN1RsUEkyYnBXbnp4M0F0QmhQbS04cUhv.bmp" was possible child erotica (age difficult).

File titled, "0ByeREu5BhlLvYmEyNjU4OWMtZWVlNS00NDMzLWI3Y2ItYTJmNjZmZDllMzRh.pdf" was titled "Market Street Landing" and included several artistic renderings of a property.

In conducting an open-source check on information relating to the last file, "Market Street Landing", I found that the renditions in the file are consistent with the property located at 1530 NW Market Street, which is where the subscriber of record resides (from the previous search warrant to Comcast). Additional description of the property and retail sales information can be found at:

http://www.jshproperties.com/flyers/Market%20Street%20Landing%20Flyer.pdf (copy saved to electronic case file).

Also contained on the DVD was a .txt file that included account information for "rckllnjns" (saved to electronic case file). Information included account disable date of 12/29/13, additional Google services, additional email address of <u>rickjoness@msn.com</u>, creation date of 5/22/2010 and registration IP address. See response for full details.

Email contents included on DVD included 407 emails between 11/28/13 - 12/28/13. A review of the emails included the following:

• Discovery of the name Kerri Jones (kitljones@msn.com).



# Seattle Police Department Case Investigation Report

Case Investigation Report: 2014-22121

- Information relating to "Hjarta of Ballard". This appears to be the name of the residences located at the Market Street Landing. There is an associated Google Group page that is private and only accessible by members.
- Emails addressing/referring to Rick Jones of 1530 NW Market St, Seattle, WA 98107.
- Rick has a sister who lives on Queen Anne and has recently moved his mother into this residence (previously 2 doors down from Rick). The sister appears to be Kerri Jones.
- Possibly had a dating/sexual relationship with David Wong (trigfish@gmail.com) several years ago. Reference to Rick now possibly in a dating relationship with an Asian male. David makes references to 12-15 yoa boys he observed while on a cruise in September.
- Rick appears involved in construction, interior decorating, architecture or something similar. Confirms Asian male partner.
- Several images of erotica and age difficult pornography sent from Rick to David on 12/10/13 (bookmarked for review).
- Might own a dog named, "Lola" or "Poods".
- Brett 1(n) (brettp@magichour.com) has a 1(n) Rick is referenced as Uncle RJ. Brett's telephone # is 206-817-1600.
- Discovery of name Mark Lagman, or Broadstripe(<u>marklagman@broadstripe.net</u>); possible partner?
- Several images of erotica and age difficult pornography sent from Rick to David on 12/15/13 (bookmarked for review).
- Apparent child pornography sent from Rick to David on 12/15/13 (bookmarked for review).
- Email sent from <u>rckllnjns@gmail.com</u> to <u>rickjoness@msn.com</u> on 12/16/13.

#### 2/26/14

Conducting open-source and investigative background checks I obtained the following:

Located OLN: 1(g), which listed the address provided by Comcast for Rick Jones. Described as Rick Allen Jones born 1/20/1963, 6-00/220.

WA license ADU2868 registered to Jones.

Jones clear WACIC/NCIC and no registered firearms. No criminal history located.



3/20/14 0630 hrs

Conducted SW briefing. Subsequently executed warrant at premises. After several knock & announces with no response Sgt. Thomas gave the order to breach.

The residence was secured with no occupants located. A couple of neighbors came out to report that JONES leaves for work at 0500 hrs and is employed at the Gates property (Bill & Malinda Gates) as an engineer. One of the neighbors provided a cell phone # for JONES (206-786-9081) and his sister, Kerri (206-281-7602).

Det. Vijarro and I departed the scene and drove to the Gates residence in an effort at contacting JONES. The remainder of the team remained processed the scene under the supervision of Det. Sgt. Thomas.

I called JONES' cell phone once nearby the Gates residence however, it went to VM. I left a msg asking JONES to call me back. After a 10 minute wait, and with the approval of Det. Sgt. Thomas, we approached the security office located at the Gates' property, identified ourselves, and asked to speak with JONES.

JONES entered the security office minutes later at which time I introduced myself and Det. Vijarro. I asked JONES if he could speak with us outside and escorted him to my vehicle (a Hertz rental car; Nissan Pathfinder). I opened the rear passenger door for JONES and he took a seat, with the door open. I then sat in the rear seat behind the driver while Det. Vijarro sat in the front passenger seat.

I activated my voice recorder and Det. Vijarro activated her audio/video recorder. I advised JONES that our conversation was being both audio & video recorded and advised him that he was not under arrest, did not have to answer any questions or make any statements and that he was free to leave at any time. I then read JONES his Miranda warnings and proceeded with an interview, whereby the following facts were determined (in part; see audio/video recordings for entirety of interview).

JONES confirmed his physical address (1530 NW Market St #211) and that he currently resides alone, though he has had people staying with him intermittently (most recently Nov/Dec 2013). He uses two (2) email accounts; <a href="rick.allen.jones@hotmail.com">rick.allen.jones@hotmail.com</a> and <a href="rckllnjns@gmail.com">rckllnjns@gmail.com</a> (the latter of which I obtained emails from Google pursuant to SW and verified CP dealing from this EM account).



I informed JONES of the type of cases that I am responsible for investigating and asked him which computer in his home would have the child pornography on it? He replied, 'If any, it would be the one that's on the desk'.

This computer has three (3) Windows user accounts; Comcast, Guest and Oscar (the latter being the one that JONES primarily uses and is PW protected).

I asked JONES with whom he has traded CP with and he acknowledged that there was only one (1) person and it was on one (1) occasion. JONES initially declined to provide the name of this other party however, when I presented EM evidence to JONES that included CP pics sent to David Wong, JONES confirmed that was the individual and he believed it occurred in December (consistent with EM's provided to me from Google).

I showed JONES five (5) selected pics that I had printed from the Google/Gmail response provided to me earlier, pursuant to SW.

I showed picture marked as "1" and asked JONES if he recalled it. He said, 'yes'. I asked him what age he thought the boy represented in the photo was and he said, '15-16'.

When shown picture marked as "2", JONES acknowledged that it depicted the same boy, posing nude with an erect penis. He admitted that he could have sent it to Wong and that it was currently on his computer.

Picture marked "3", JONES acknowledged it was on his computer, probably sent it to Wong and was the same boy, masturbating. He didn't know the boy's name but when I suggested "Jesse", JONES said it rang a bell as his name on the Internet.

Picture marked "4", JONES acknowledged he sent it to Wong, was probably still on his computer as well as an external HDD and that the boy was '14-15'.

Picture marked "5", JONES acknowledged he sent it to Wong and was the same boy as depicted in #4. He could not recall the name but when I suggested, "Chris" and asked if that rang a bell, JONES said, 'yes'.



JONES has been collecting CP for about 10 years now and has had an interest in young boys since he himself was a teenager. He has CP on his computer, the external HDD and likely on one or more thumb drives in his residence.

JONES views his CP collection 2-3 x weekly and masturbates to the files about 70% of the time. He said it is fantasy only and he has never touched a child, nor would he. He described CP as XXX

#### 3/20/14 1150 hrs

PC from Karen Williams, Community Manager for Hjarta. She was inquiring about the damages to JONES' residence. I advised her that it was a result of a search warrant and that JONES had been contacted, advised of the damages and informed that he would need to make arrangements to have the door repaired/replaced however he saw fit. Ms. Williams thanked me and concluded the PC.

## 4/9/14 1259 hrs

In response to a previous email received from DPA Cecelia Gregson on 4/1/14, I called Attorney Jeff Cohen (260-624-9690) and left a VM advising I was the investigator of record for Rick Jones.

# 4/10/14 0922 hrs

PC from Attorney Jeff Cohen. He inquired as to the turn-around time for case filing. I advised 3-4 weeks for forensics plus time to analyze and file report. He wanted me to let him know if there is anything Mr. Jones may do to help his case out (e.g. work time off). I advised I'd let him but not likely in this case as it did not appear that Jones had any information worth sharing.

# 7/7/14

Received notice of forensic evidence available for review from Det. Kyburz.

# 7/9/14

After unzipping the .zip files into an extracted folder, I submitted the 3,311 files to LESP for analysis. The report returned (Report ID 31695-2014-HC) concluded that 10 files were "Identified Child", 790 were "Recognized Hash Values" and the remaining 2,511 were "Unrecognized Hash Values".

In continuing the submission of the remaining files, the results were as follows:

Report ID 31704-2014-HC concluded that 20 files were "Identified Child", 1,735 were "Recognized Hash Values" and the remaining 8,633 were "Unrecognized Hash Values".



7/10/14

Report ID 31713-2014-HC concluded that 36 files were "Identified Child", 1,149 were "Recognized Hash Values" and the remaining 9,103 were "Unrecognized Hash Values".

Report ID 31714-2014-HC concluded that 47 files were "Identified Child", 1,092 were "Recognized Hash Values" and the remaining 6,505 were "Unrecognized Hash Values".

Report ID 31715-2014-HC concluded that 7 files were "Identified Child", 355 were "Recognized Hash Values" and the remaining 6,382 were "Unrecognized Hash Values".

Report ID 31718-2014-HC concluded that 13 files were "Identified Child", 1,241 were "Recognized Hash Values" and the remaining 5,354 were "Unrecognized Hash Values".

Totals for all submitted LESP reports to date:

Total submitted files for review = 44,983

"Identified Child" = 133

"Recognized Hash Values" = 6,362

"Unrecognized Hash Values" = 38,488

Reports were proved to Det. Kyburz in .csv format so that he could carve out the respective files into separate folders (Identified, Recognized and Unrecognized) for additional investigative review.

I began a review of the 133 "Identified Child" files, of which four (4) were videos and the remaining 129 were pictures. Based upon the pictures contained in this group, it would appear that the general age and sex preference of JONES is boys, from approximately the pre-teen to early teen years. Only four (4) of the pictures appeared to depict female children. The youngest depicted children appear to be approximately 7-9 years of age and are described more particularly in the PC cert above.

The original file reported by Google in the CT, filename "jimmy bs arlos" was located and identified as an "Unrecognized Hash Value".

7/17/14



Retrieved Item #6, 8 and 9 from the ICAC evidence locker and began a review.

Item #6 contained a black zippered CD case containing 13 CD's.

One (1) of the CD's was wrapped in a plain white piece of paper and labeled "2". This CD contained pornographic files. I submitted the files to LESP with the following results:

Report ID 31912-2014-HC concluded that zero (0) files were "Identified Child", 230 were "Recognized Hash Values" and the remaining 106 were "Unrecognized Hash Values".

Two (2) additional CD's were wrapped in a paper towel; one labeled x and the other "Dream BZ CD 3/2006". Both of these CD's contained pornographic files as well as other personal and/or professional folders/files. I submitted the files to LESP with the following results:

Report ID 31917-2014-HC concluded that zero (0) files were "Identified Child", one (1) was a "Recognized Hash Values" and the remaining 2088 were "Unrecognized Hash Values".

The second CD, "Dream BZ CD 3/2006" was not able to process with LESP.

Another CD was wrapped in an unmarked paper towel and had no label. This CD contained pornographic files. I applied the label "ICAC 1" to the CD and submitted the files to LESP with the following results:

Report ID 31919-2014-HC concluded that zero (0) files were "Identified Child", 837 were "Recognized Hash Values" and the remaining 1318 were "Unrecognized Hash Values".

Remaining CD's contained no items of evidentiary value.

Item #8 contained seven (7) CD's, one (1) 5.25" floppy disk and one (1) iomega zip (100 mb).

Unlabeled CD was titled, "Teenboy 18 5-06" and contained pornography that was consistent with the title.

Four (4) were unwritten/blank CD's.



One (1), wrapped in piece of paper labeled, "Jim – Back up Disc for Ricks' Comp. 4/29/05" contained no items of evidentiary value.

Last CD, wrapped in white paper and labeled, "Teenboy 18 vids 4/2006" contained pornography consistent with label.

7/23/14

Item #9 contained an envelope with a card and CD enclosed. Contained no items of evidentiary value.

Also in item #9 was an Express Stop photo envelope that contained photographs and negatives of young boys on a beach (clothed; swimming suits). The subjects did not appear to know they were being photographed. The beach is likely in Mexico or some other spot in Central/South America.

9/4/14

Case prepared for LODI.

\*\*\*Closed – Referred to KCPAO\*\*\*