

No. 18-5132

IN THE SUPREME COURT OF THE UNITED STATES

JONATHAN ARN BRYANT, PETITIONER

v.

STATE OF FLORIDA, RESPONDENT

APPENDIX A

Transcript of the Law Enforcement Interview of Petitioner

Appendix A

IN THE CIRCUIT COURT
FIRST JUDICIAL CIRCUIT OF FLORIDA
OKALOOSA COUNTY

STATE OF FLORIDA,

Plaintiff,

vs.

Case No: 4614CF002050A

JONATHAN ARN BRYANT,

Defendant.

INTERVIEW OF JONATHAN ARN BRYANT

INTERVIEWERS: Investigator Michael Evans
Investigator Michael Smith

LOCATION: 518 22nd Street
Niceville, FL 32578

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ORIGINAL

1 MR. BRYANT: -- West Florida.

2 INV. EVANS: You go to West Florida?

3 MR. BRYANT: Yes.

4 INV. EVANS: Where's your -- where's

5 Ms. Bryant?

6 MR. BRYANT: She's currently at The Manor in
7 Bluewater Bay. She had a fall and broke her leg.

8 INV. EVANS: She had a fall and broke her leg?

9 MR. BRYANT: Yeah. So she's at The Manor.

10 INV. EVANS: Okay. So is it just you and her
11 living here?

12 MR. BRYANT: Yeah.

13 INV. EVANS: What about Ms. Sarah, does she
14 still live here?

15 MR. BRYANT: She does not currently live here.

16 INV. EVANS: She doesn't live here anymore.

17 Who is Ms. Sarah, just so I know?

18 MR. BRYANT: She's my sister, half.

19 INV. EVANS: She's your sis- -- half sister?

20 Okay. What about Mr. Mason, Brandon Mason, has he
21 ever lived here?

22 MR. BRYANT: He has lived here for a time, but
23 he hasn't been here for about a year.

24 INV. EVANS: About a year? Where's he at now?

25 MR. BRYANT: Probably Bluewater, as well.

1 INV. EVANS: Probably Bluewater as well
2 somewhere?

3 MR. BRYANT: Yeah.

4 INV. EVANS: Okay. Did --

5 MALE SPEAKER: If you need us to move, just
6 say the word.

7 INV. EVANS: Can we --

8 FEMALE SPEAKER: I just want to get through
9 here.

10 INV. EVANS: Okay. Can -- are we okay to take
11 him out of his cuffs?

12 INV. SMITH: No.

13 INV. EVANS: Okay. So --

14 INV. SMITH: I mean, you can make that
15 determination if you want to.

16 INV. EVANS: I just want -- well, for the my
17 rights one is what I was worried about.

18 INV. SMITH: Okay. Then yeah.

19 INV. EVANS: Okay.

20 INV. SMITH: Are you going to be a gentleman?

21 INV. EVANS: Are you going to be good?

22 MR. BRYANT: Yeah.

23 INV. SMITH: Because I'd love to treat you
24 like a gentleman. I really would.

25 INV. EVANS: Would you mind standing up?

1 They're going to take you out of your cuffs so we
2 can sign these forms and do this right.

3 MR. BRYANT: Okay.

4 INV. SMITH: (Unintelligible) bend you forward
5 at the waist a little bit, okay?

6 MR. BRYANT: Okay.

7 INV. SMITH: What kind of birds are those?

8 MR. BRYANT: The one's a cockatiel. The other
9 is a parrot.

10 INV. EVANS: Are they your grandma's?

11 MR. BRYANT: Yep.

12 INV. EVANS: Again, let's keep this back here
13 for right now, okay?

14 MALE SPEAKER: Mike Evans, if Mike Smith's got
15 him for just a second, come see me.

16 INV. EVANS: Okay. Stay right here.

17 MALE SPEAKER: (Unintelligible) getting ready
18 to go on a trip.

19 MALE SPEAKER: That's what it looks like.

20 MALE SPEAKER: Okay. This room needs to be
21 searched. They already kind of cleared it so that
22 you can do your interview.

23 INV. EVANS: Okay.

24 MALE SPEAKER: I'd bring him in here. It's a
25 lot more calming, and it's, you know, just kind of

1 chill.

2 INV. EVANS: Okay.

3 MALE SPEAKER: Yeah, next we're going to be
4 talking.

5 INV. EVANS: Okay.

6 MALE SPEAKER: Okay? But get him in here --

7 MALE SPEAKER: There's a (unintelligible) in
8 here, but --

9 MALE SPEAKER: -- talk to him, make it light
10 and fun, but get it done.

11 INV. EVANS: Okay.

12 MALE SPEAKER: All right?

13 INV. EVANS: Okay.

14 INV. SMITH: What I'll get you to do is just
15 initial by each one of these statements.

16 MALE SPEAKER: Excuse me.

17 INV. SMITH: All you're initialing there is
18 that you've read it and that you understand what
19 is -- what's being read. You're not saying that
20 (unintelligible) you're willing to talk to us or
21 anything yet. That question's going to come down
22 there. So if you understand the statement, just
23 give me initials off to the side.

24 Do you want me to grab you a shirt to put on?

25 MR. BRYANT: Yeah, if you would.

1 INV. SMITH: Which room is yours?

2 MR. BRYANT: Room is the first one on the
3 right.

4 INV. SMITH: First one on the right?

5 MR. BRYANT: Uh-huh.

6 INV. SMITH: Okay. You got him, Mike?

7 INV. EVANS: Yeah. And we're going to go --

8 MALE SPEAKER: (Unintelligible) your
9 handcuffs?

10 INV. EVANS: They're not mine. They're DJ's.
11 Why don't we -- here, let's finish this in a room
12 where we can be alone, okay, where we're not in
13 front of everybody. Come on, Jonathan. Harold,
14 follow us.

15 Guys, we're coming through. Excuse us.

16 MALE SPEAKER: Where are we taking him?

17 MALE SPEAKER: To the living room.

18 MALE SPEAKER: Where are we taking him?

19 INV. EVANS: Excuse us. To the back room. I
20 said that.

21 INV. SMITH: Yeah, it's -- he's going to the
22 back room.

23 INV. EVANS: Okay.

24 MALE SPEAKER: (Unintelligible) labels on and
25 take your time.

1 INV. EVANS: Okay. You want to sit in that
2 chair, man?

3 MR. BRYANT: Sure.

4 INV. EVANS: Where it's more comfortable?
5 Here, I'll let you finish that. Is this the guest
6 bedroom?

7 MR. BRYANT: Yes.

8 INV. EVANS: Okay.

9 MR. BRYANT: Formerly the room that Sarah
10 Evans was in.

11 INV. EVANS: Okay.

12 MR. BRYANT: Thank you. Thank you.

13 INV. SMITH: Remind me what your first name --
14 what your first name is.

15 MR. BRYANT: Jonathan.

16 INV. SMITH: Jonathan. Do you know why we're
17 here, Jonathan?

18 MR. BRYANT: He said child pornography.

19 INV. SMITH: Yeah.

20 MALE SPEAKER: What's that? Oh.

21 INV. SMITH: I understand that you have been
22 read your rights and that you're -- you're willing
23 to talk to us and answer some questions. And you
24 do understand that if I ask you a question that
25 you don't want to answer, all you say is, I don't

1 want to answer, and you and I will get along just
2 fine. All I ask you is don't lie to me, okay? If
3 you don't want to answer a question, just say,
4 Mike, I'd rather not answer that question. And
5 it's really easy to remember our names. We're
6 both Mikes.

7 MR. BRYANT: You're both Mikes?

8 INV. SMITH: Both Mikes.

9 INV. EVANS: Yes, sir.

10 INV. SMITH: Okay? He's in charge. I'm just
11 kind of along for the ride. But I just kind of
12 want you to -- to understand where we're coming
13 from here. You are under no obligation to answer
14 questions. So if I ask you a question that you
15 don't want to answer, please just tell me, I don't
16 want to answer that one, Mike, okay, and we'll get
17 along great, and we'll figure out -- figure this
18 all out. Okay?

19 MR. BRYANT: Okay.

20 INV. EVANS: Okay. Did -- would you please
21 read that last paragraph out loud so we know that
22 you --

23 INV. SMITH: Turn this on.

24 INV. EVANS: Yeah.

25 INV. SMITH: They're just putting the --

1 INV. EVANS: Oh.

2 INV. SMITH: -- the (unintelligible).

3 MR. BRYANT: I have read this statement of
4 rights, and understand what my rights are. I'm
5 willing to make a statement and answer questions.
6 It says, I do not want a lawyer at this time. I
7 don't know, I might -- I might want a lawyer if --
8 if it's this serious.

9 INV. EVANS: Well, what that's asking is do
10 you want a lawyer present before you're willing to
11 talk to us. You can always get a lawyer. But
12 that question specifically is asking you, are you
13 willing to answer my questions now, without a
14 lawyer present. You can always stop the
15 questioning and say, I think I should talk to my
16 lawyer, or, I think I need to go find a lawyer.

17 MR. BRYANT: Okay.

18 INV. EVANS: You can always do that. But that
19 question is asking, are you willing to answer the
20 questions we want to ask you right now, today,
21 before you get a lawyer.

22 MR. BRYANT: I understand and know what I'm
23 doing. No promises or threats have been made to
24 me, and no pressure or coercion of any kind has
25 been made against me.

1 INV. EVANS: All right.

2 INV. SMITH: Okay. I'm going to take that
3 right there.

4 MR. BRYANT: Okay.

5 INV. SMITH: All right.

6 INV. EVANS: Do you go by John or Jonathan?

7 MR. BRYANT: I'll go eith- -- I'll go either.

8 INV. EVANS: I mean, what do you prefer? I
9 just -- I don't want to --

10 MR. BRYANT: Probably Jonathan.

11 INV. EVANS: John -- Jonathan. Okay,
12 Jonathan. Where are all the computers in the
13 house?

14 MR. BRYANT: Let's see. There's that one
15 there.

16 INV. EVANS: Uh-huh.

17 MR. BRYANT: There's one in my room, one in
18 the living room, and the laptop in my room.

19 INV. EVANS: In -- in the living room or in
20 your room? I'm sorry.

21 MR. BRYANT: In my room.

22 INV. EVANS: In your room. Okay. You go to
23 West Florida?

24 MR. BRYANT: Uh-huh.

25 INV. EVANS: Okay. What are you studying?

1 MR. BRYANT: Studying computer science.

2 INV. EVANS: Computer science. Okay. So
3 you're -- you -- you're -- you're knowledgeable of
4 computers. What -- what year are you in?

5 MR. BRYANT: Year senior.

6 INV. EVANS: You're a senior?

7 MR. BRYANT: Uh-huh.

8 INV. EVANS: Okay. So you're very
9 knowledgeable of computer science.

10 MR. BRYANT: Still missing a lot of the core,
11 but, yeah.

12 INV. EVANS: Okay. You play -- have you
13 played on computers most of your life?

14 MR. BRYANT: On and off.

15 INV. EVANS: On and off? Okay.

16 MR. BRYANT: On and off, yeah.

17 INV. EVANS: Do you like to look at porn? I
18 do. I can tell you, I -- I've looked at porn
19 before. I mean, that's not -- that's not an
20 issue.

21 MR. BRYANT: Trying to -- I'm trying to cut
22 back.

23 INV. EVANS: Trying to cut back. Okay.

24 MR. BRYANT: Yeah.

25 INV. EVANS: And that's fine. Again, I'm

1 not --

2 INV. SMITH: Is there anybody else in the home
3 with you, Jonathan?

4 MR. BRYANT: At the moment?

5 INV. SMITH: Well, we know there's nobody here
6 now, but is there anybody else that lives here?

7 MR. BRYANT: No.

8 INV. SMITH: Anybody else that uses the
9 Internet here?

10 MR. BRYANT: Ila does, but --

11 INV. SMITH: And Ila is your mother?

12 MR. BRYANT: Yeah.

13 INV. SMITH: Okay. Where is Ila at now? You
14 may have already asked.

15 INV. EVANS: Yeah, I did.

16 INV. SMITH: I don't mean to interrupt you.
17 I'm sorry. Where is Ila at now?

18 MR. BRYANT: She's at The Manor.

19 INV. SMITH: Is that, like, a nursing home?

20 INV. EVANS: Yeah. It (unintelligible).

21 MR. BRYANT: Nurse (unintelligible)-slash-
22 rehabilitation (unintelligible).

23 INV. EVANS: She broke her leg, you said?

24 MR. BRYANT: Yes.

25 INV. EVANS: Okay. And she's getting

1 rehabilitated right now?

2 MR. BRYANT: Yeah.

3 INV. EVANS: Okay.

4 INV. SMITH: So Ila uses the Internet, but
5 there's nobody else that you know that -- like,
6 you don't have friends that come over and -- or
7 there's no other roommates that live here that use
8 the -- the Internet?

9 MR. BRYANT: Certainly no roommates, no.

10 INV. EVANS: And when did Sarah move out?

11 MR. BRYANT: I think the final move for her
12 was in January.

13 INV. EVANS: Was in January of this year?

14 MR. BRYANT: Yeah.

15 INV. EVANS: And when did Brandon move out?

16 MR. BRYANT: April of the previous year.

17 INV. EVANS: April of the previous year. So
18 it's just been you and your mom?

19 MR. BRYANT: Yeah.

20 INV. EVANS: Okay. So since January it's been
21 just you and your mom?

22 MR. BRYANT: Yeah.

23 INV. EVANS: Okay. Are you -- how familiar
24 are you with peer-to-peer contact networks?

25 MR. BRYANT: Peer-to-peer?

1 INV. EVANS: Uh-huh, like BitTor or LimeWire.

2 INV. SMITH: How do you get your -- how do you
3 download porn? How do you get to it?

4 MR. BRYANT: Normally -- normally, I don't
5 download. Occasionally, there are things that you
6 have to download that just aren't available
7 otherwise, but --

8 INV. SMITH: Like what?

9 MR. BRYANT: Like movies that they will --
10 that get taken down for copyright, but --

11 INV. SMITH: I used to be a little bit more
12 into computers than I am now. I used to use stuff
13 like LimeWire. I think that's probably old
14 technology now. But I usually use LimeWire or --

15 INV. EVANS: GigaTribe?

16 INV. SMITH: Gig- -- I never was into that,
17 but -- what was it? There was other ones, like
18 Mozilla. I mean, what -- is it just some kind of
19 a program that you have to use on your computer to
20 get to it, or is there a website that you go to?
21 I don't really -- I don't really understand it.
22 He's real technical and smart. I don't -- I don't
23 really understand. I mean, I know -- I know
24 websites. I know how to find that kind of stuff.
25 But how do you --

1 MR. BRYANT: Like, I don't really understand
2 the -- all the specifics behind it at all. But
3 there are -- there are -- there are programs like
4 BitTorrent that are programs like that. Beyond
5 that, I'm --

6 INV. SMITH: Okay. Is -- is that a program on
7 your computer that you use, BitTorrent?

8 MR. BRYANT: Yes, I have used BitTorrent in
9 the past.

10 INV. SMITH: Okay.

11 INV. EVANS: When was the last time you used
12 BitTorrent, do you remember?

13 MR. BRYANT: Not specifically, no.

14 INV. EVANS: Okay. That's fine.

15 INV. SMITH: Back in my day -- and, again,
16 I'm -- I'm a whole lot older than you, and quite a
17 bit still older than him, but what -- like, I can
18 remember -- this will -- this will date me a
19 little bit, but I remember when the movie The
20 Incredible Hulk, when they did the re- -- redid
21 that movie back in -- and my guess, it probably
22 was the mid '90s or something like that. Me and
23 some friends -- I think it was on -- I think we
24 used LimeWire. It might have been a different
25 name for it. BearShare I think was another one.

1 But -- well, we were able to actually download
2 that movie from overseas or something like that
3 before it was even in the movie theaters. And --
4 and we went in and searched -- this was long
5 before I was a cop, by the way, so statute of
6 limitations has run on this already.

7 INV. EVANS: Yes, it has.

8 INV. SMITH: And we went in and searched for
9 the movie, and we searched for The Incredible
10 Hulk, and that's how we -- I was able to -- to
11 download and -- and they -- like, they gave me a
12 bit of the movie here, and another piece here, and
13 another piece there, and you put them all together
14 at the end.

15 Is -- is that something that you have to,
16 like -- is this, you have to type in a search? Do
17 you search for something particular or --

18 MR. BRYANT: You can search, or it can pop up,
19 or it --

20 INV. EVANS: Well, what -- what kind of things
21 do you search for?

22 MR. BRYANT: Like, it's kind of weird to say
23 this to guys.

24 INV. SMITH: I know. I understand.

25 MR. BRYANT: But favorite fetish of mine is

1 masturbation fetish.

2 INV. EVANS: We're not -- that's --

3 INV. SMITH: I appreciate your honesty.

4 INV. EVANS: Yeah. And -- but we're not --
5 we're not here to judge you, okay? We're here to
6 ask (unintelligible) --

7 INV. SMITH: (Unintelligible) fall on you.

8 INV. EVANS: We're here to ask you some
9 questions and find out about you. We don't know
10 nothing about you, okay, and that's why we're
11 asking you these questions. We want to know about
12 you, and we want to get the answers, and we want
13 to know the truth, okay? We're not here to judge,
14 okay? We all have a past. I have a past. He has
15 a past. Okay?

16 That -- I mean, you -- you just said to me
17 earlier that you're trying not to watch as much
18 porn. Okay. I -- I can respect that, okay? And
19 that's not a problem. So we need to -- that's why
20 we're asking you these questions, so we know who
21 you are.

22 It's just us. We're not going to go out there
23 and chitchat with them and everything else like
24 that. I woke everybody up to be out at 6:00 in
25 the morning. They're not -- none of those people

1 are happy with me right now, including this one.

2 INV. SMITH: We're not.

3 INV. EVANS: So --

4 INV. SMITH: We're not happy.

5 INV. EVANS: So they're not going to chat with
6 me probably the rest of the day today. So
7 don't -- you don't have to worry about it leaving
8 this room. They're -- they're here to do a
9 search. They already know what their job is.
10 My -- our job here is to talk to you. Okay?

11 INV. SMITH: So you search for -- and, again,
12 and I'm not -- the last thing I'm trying to do is,
13 what Mike was saying, is we're not trying to
14 embarrass you at all. Do you search -- do you use
15 the word masturbation? Is that what you search
16 for?

17 MR. BRYANT: Uh-huh.

18 INV. SMITH: Okay. And then what type of
19 videos? Are we talking girls masturbating? Boys
20 masturbating? Men --

21 MR. BRYANT: Girls, girls.

22 INV. SMITH: Girls masturbating? Okay. Do
23 you have to put any other modifiers on it? Like,
24 do you want a 70-year-old girl masturbating, or do
25 you want, you know, teen girl? Do you want -- you

1 know, and, again, be honest with me. Tell me
2 what, you know -- because the reason we are here
3 is we already know what you've been searching for,
4 okay? What I want to do is find out how deep it
5 is, how far you've gone. Is this something --
6 because I'm looking at you, and just talking to
7 you for a short amount of time, I don't think
8 you're a monster. I really don't. And -- and so
9 I -- I want us to know where you are, how far this
10 has gone, what types of images we're going to find
11 on your computers, what types of videos we're
12 going to find, what kind of histories are we going
13 to find on there.

14 MR. BRYANT: Normally, like, amateur stuff.
15 If it's -- if it's obvious that it's professional
16 made, it's -- I feel it's faked a lot of the time.

17 INV. SMITH: Okay. And how -- how old are
18 these people that you're looking at?

19 MR. BRYANT: Could be any, I guess. I like --
20 I'm -- I have an upper age limit, but I don't know
21 where to put a number at.

22 INV. SMITH: Do you ever -- I mean, so it can
23 be any -- from -- what's your upper age limit,
24 roughly?

25 MR. BRYANT: 45, let's say.

1 INV. SMITH: 45, okay.

2 MR. BRYANT: Normally not, but it depends on
3 the video in question.

4 INV. SMITH: Roughly 45?

5 MR. BRYANT: Sure.

6 INV. SMITH: Okay. So from anywhere to 45
7 or --

8 MR. BRYANT: I really prefer them to be legal.

9 INV. SMITH: Okay. Well, that -- that's why
10 we're here to talk to you, okay?

11 MR. BRYANT: Yeah.

12 INV. SMITH: What makes it legal?

13 MR. BRYANT: I guess 18 is legal on the
14 Internet.

15 INV. SMITH: Right. So why are we here then?
16 If -- if -- if you were looking at videos of
17 18-year-olds, 18-year-old females masturbating, we
18 wouldn't be in your room. So was it an accident?
19 Did you just get curious one time, or did you get
20 curious ten times and -- and start to look at
21 stuff maybe that now that you're -- you know,
22 you've already told me that you're convicted by
23 this a little bit, that you wish you didn't do it
24 as much as you did. Was it that that caused it?
25 Was it the fact that you realized that person's

1 not 18? Is -- and I'm asking a question. Is that
2 what did it? Is that what made you start to think
3 that maybe this is wrong and I shouldn't do it?

4 MR. BRYANT: Yes, pretty much, I guess.

5 INV. SMITH: Okay. How -- how -- how old are
6 some of the ones that you were looking at that
7 made you feel that way?

8 MR. BRYANT: I don't know if I want to talk
9 about anything about, like, this.

10 INV. EVANS: Okay.

11 INV. SMITH: Okay. That's fair.

12 INV. EVANS: And that's fair. And we asked
13 you to say that. So we -- we prefer you to be
14 honest with us --

15 MR. BRYANT: Uh-huh.

16 INV. EVANS: -- so -- and we appreciate that.
17 Where did you mostly watch your porn?

18 MR. BRYANT: Most of that is on the computer
19 in my room.

20 INV. EVANS: In your room?

21 MR. BRYANT: Yeah. Most of the porn I watched
22 is there.

23 INV. EVANS: I mean, what about -- have you
24 watched porn on the laptop?

25 MR. BRYANT: Yes.

1 INV. EVANS: Okay. What about in here?

2 MR. BRYANT: No.

3 INV. EVANS: Never in here?

4 MR. BRYANT: No, not in this room.

5 INV. EVANS: Okay. What about on your phone?

6 MR. BRYANT: On my phone? Yes, but with that
7 one I've had strict -- stick to much --

8 INV. EVANS: You narrow -- you narrowed it
9 down? You're very strict on the phone?

10 MR. BRYANT: Very strict on the phone.

11 INV. EVANS: What type of phone do you have?

12 MR. BRYANT: Android.

13 INV. EVANS: An Android. Okay. Did you -- do
14 you make copies of the stuff? I'll give you
15 (unintelligible). My buddy used to make -- go on
16 the web and -- and this is before I was a cop,
17 too, and I knew -- when I knew about this -- he
18 would make -- he'd go to a site and download all
19 the movies and make copies of it and then sell
20 them. So did you ever make copies on a CD or --

21 MR. BRYANT: No.

22 INV. EVANS: -- or save anything on a jump
23 drive or anything? So everything was saved on
24 your hard drive?

25 INV. SMITH: Do you share those images with

1 anybody online?

2 MR. BRYANT: No.

3 INV. SMITH: Do you have --

4 MR. BRYANT: Very, very private in my use.

5 Embarrassed enough about the fact that I've used
6 porn at all.

7 INV. SMITH: Uh-huh.

8 INV. EVANS: And I -- we -- I can understand
9 that.

10 INV. SMITH: Now, I know -- again, this shows
11 me -- shows my age a little bit. I know the way
12 that it used to be on using LimeWire or BearShare,
13 you had to have a folder that had, you know,
14 images or whatever, whatever it was, whether you
15 were sharing music -- this is back in the Napster
16 days. This is, you know, all that stuff. If you
17 were sharing music or something, you had to have a
18 folder that had files that other people could see
19 and share. Do you have anything like that on your
20 computer?

21 MR. BRYANT: No.

22 INV. SMITH: Okay. Did you -- have you ever
23 e-mailed any of the images or videos or anything
24 like that to anybody?

25 MR. BRYANT: No.

1 INV. SMITH: Okay.

2 INV. EVANS: When you view -- when you view an
3 image or a movie, how do you view it? Do you
4 download it, view it, and then what do you do --
5 what do you do after you've viewed it?

6 MR. BRYANT: Normally, I don't -- normally, I
7 don't keep it.

8 INV. EVANS: Okay. Normally, you just delete
9 it?

10 MR. BRYANT: Yeah.

11 INV. EVANS: Okay. So, I mean, it's just view
12 and delete and -- and from there. So when you
13 say, normally, you don't keep it, is there
14 certain -- certain things you keep, like, favorite
15 movies and stuff?

16 MR. BRYANT: Sometimes I'll keep for a while,
17 but then it gets deleted because --

18 INV. EVANS: Okay.

19 MR. BRYANT: Yeah.

20 INV. SMITH: Okay.

21 INV. EVANS: And that's -- and I -- that's
22 what most normal -- that's what most people do
23 with their porn, either get bored of it or, you
24 know, get rid of it. So when was the last time
25 you viewed porn on your computer?

1 MR. BRYANT: Two nights ago.

2 INV. EVANS: Two nights ago?

3 MR. BRYANT: Yeah.

4 INV. EVANS: Okay.

5 INV. SMITH: Was that -- was that porn that --
6 that you think would be legal, or was that porn
7 that you think was illegal?

8 MR. BRYANT: I think it was legal.

9 INV. EVANS: Okay.

10 INV. SMITH: When was the last time that you
11 looked at -- at stuff on there that you thought
12 maybe was illegal?

13 MR. BRYANT: I don't know.

14 INV. SMITH: You don't know? I'm sorry. I --

15 MR. BRYANT: I -- I -- no.

16 INV. EVANS: Okay.

17 INV. SMITH: Jonathan, I'm sorry, I'm -- I'm
18 kind of hard of hearing. I really am. So are you
19 saying, no, you don't remember, or, no, you don't
20 want to answer that question?

21 MR. BRYANT: I guess if I said no to both, it
22 would be also effectively no to the first,
23 wouldn't it? But --

24 INV. SMITH: No. I don't understand what
25 you're saying.

1 MR. BRYANT: All right. (Unintelligible.)

2 INV. EVANS: When was the last time you
3 (unintelligible) --

4 MR. BRYANT: To be fair -- to be fair, I'm
5 also feeling --

6 INV. EVANS: -- when was the last time --

7 MR. BRYANT: I'm also feeling a little
8 uncomfortable with that question, but --

9 INV. SMITH: Okay.

10 INV. EVANS: Okay.

11 INV. SMITH: So you just don't want to answer
12 the question?

13 MR. BRYANT: Yeah. I'll (unintelligible).

14 INV. EVANS: Okay.

15 INV. SMITH: Okay. That's fine.

16 INV. EVANS: And that -- that's fine.

17 INV. SMITH: I told you that would be okay.

18 INV. EVANS: Do you ever print out the images
19 or anything like that?

20 MR. BRYANT: Huh-uh.

21 INV. EVANS: I'm just asking because some
22 people do, so -- and I didn't ask that when we
23 were talking about making copies and stuff. I
24 didn't ask if you printed it out.

25 MR. BRYANT: Yeah.

1 INV. EVANS: So -- I'm kind of stuck at the
2 moment.

3 INV. SMITH: Okay. Has -- again, I'm not -- I
4 don't -- this question's going to sound like I'm
5 trying to embarrass you, and please understand I'm
6 not, okay? And I guess there's no other way to
7 ask it, just to -- just to come straight out and
8 ask it. Do you have a girlfriend?

9 MR. BRYANT: No.

10 INV. SMITH: Okay. Have you ever had a
11 girlfriend?

12 MR. BRYANT: Yes.

13 INV. SMITH: Okay. Have you had sex with --
14 with somebody before?

15 MR. BRYANT: No.

16 INV. SMITH: No? Okay. So am I to understand
17 that your primary use for the pornography is so
18 that you, yourself, can masturbate?

19 MR. BRYANT: Yes.

20 INV. SMITH: Okay. Has it gone any -- have
21 you used anything else to -- to stimulate you to
22 masturbation, other than what you saw on the
23 Internet? Have you -- what I'm getting at is a
24 lot of times you look at things on the Internet,
25 and that's not enough anymore, so you might want

1 to watch somebody else. You might go to a -- to
2 a -- a club or something like that, where you can
3 see --

4 MR. BRYANT: No.

5 INV. SMITH: -- people do that.

6 MR. BRYANT: No.

7 INV. SMITH: See that live in front of you.
8 No?

9 MR. BRYANT: No.

10 INV. SMITH: Never done anything like that?

11 MR. BRYANT: No.

12 INV. SMITH: Okay. Have you ever touched a
13 child in a sexual manner?

14 MR. BRYANT: No.

15 INV. SMITH: Have you ever looked through a
16 window to try to catch somebody changing clothes
17 or anything like that?

18 MR. BRYANT: No.

19 INV. SMITH: We're going to have a forensics
20 team go through your computer, and they're going
21 to look at every single image that is on there.
22 They're going to look at every image -- and when I
23 say "image," I mean file, whether it be image,
24 video, temporary Internet file, whatever. You
25 know enough about computers to know that stuff's

1 all stored on there someplace, even if you've
2 deleted it, even if you've reformatted. Our guys
3 are going to find what you've been doing on that
4 computer. How much are we going to find?

5 And, again, I don't really care about what you
6 would think was legal. I don't -- don't even
7 consider that. How much are we going to find on
8 there that would be extra-special embarrassing to
9 you, where you think that it's probably -- it's --
10 that it was definitely wrong for you to be looking
11 at, and you think it was made to -- may even have
12 been illegal?

13 MR. BRYANT: I would really prefer to have a
14 lawyer for that one --

15 INV. SMITH: Okay.

16 MR. BRYANT: -- for --

17 INV. SMITH: Okay. Well, I mean, we're going
18 to --

19 MR. BRYANT: Let me state that.

20 INV. SMITH: -- what we're going to know. And
21 that's fine. So if -- I just was -- I use those
22 kinds of questions to judge whether or not -- I
23 use it as, like, as a truth-tester, to see if
24 you're going to be honest about that question, I
25 can maybe make a judgement of whether you were

1 honest about the questions I asked you about
2 touching somebody else, hurting somebody else,
3 looking at somebody else, those sorts of things.
4 That's why I ask those kinds of questions. But if
5 you don't want to answer that one, that's fine.
6 You can certainly talk to your lawyer about that.

7 INV. EVANS: This is the deal. All electronic
8 equipment's coming with us today.

9 MR. BRYANT: Okay.

10 INV. EVANS: Okay? You're not going to jail
11 today unless I find something in the house --
12 there's any drugs in the house. Do you do drugs
13 or anything like that?

14 MR. BRYANT: I don't do drugs. I do want to
15 point out that she has pain medications and stuff,
16 but --

17 INV. EVANS: But that's -- that's hers.
18 That's under her name.

19 MR. BRYANT: Yeah.

20 INV. EVANS: I mean, do you take those or
21 anything?

22 MR. BRYANT: No.

23 INV. EVANS: Okay. Short of us finding
24 anything like that, I'm not going to take you to
25 jail today.

1 MR. BRYANT: Okay.

2 INV. EVANS: Okay? I am going to take all
3 the -- all the stuff in the house, okay? And if
4 there's enough to serve an arrest warrant, I'll --
5 I'll be happy to even call you and give you time
6 to turn yourself in, okay?

7 If there's not, if there's nothing on here
8 that we -- that we can find, then I'll return all
9 your stuff to you. You know, I'll give you a call
10 and say, hey, you can come over to evidence and
11 pick it up, you're good. Okay? And -- and, you
12 know, I'm -- I'm trying to show you -- I don't
13 want to -- you know, yes, we came in in a dynamic
14 entry, okay?

15 MR. BRYANT: Uh-huh.

16 INV. EVANS: But it's because we didn't know
17 who was here.

18 MR. BRYANT: Oh, okay.

19 INV. EVANS: Okay? We -- we all want to go
20 home.

21 INV. SMITH: The reason -- Jonathan, also, if
22 we had known you were here by yourself, you
23 wouldn't have got that kind of a response. One of
24 the people -- one of the things that we do is
25 we'll -- we have a computer program that tracks

1 everybody's ad- -- addresses, anything that --
2 like, I can go into his -- use his name and find
3 out every address that he's listed where he
4 supposedly lives. One of the people that listed
5 this address has an active warrant. It's not you.
6 It's not your -- not your mom, okay? But that's
7 why we reacted the way that we did when we came
8 in, because there was a guy in here that has an
9 active warrant. That's what -- that's how we knew
10 it.

11 INV. EVANS: And we didn't want to -- that
12 person to hurt us.

13 MR. BRYANT: Right.

14 INV. EVANS: And -- and that's why it is. So,
15 honestly, we're just -- we're here -- I mean, so
16 the laid-backness is -- that's pretty much how I
17 am all the time. That's the way he is all the
18 time. We're -- unless someone's trying to hurt
19 us, you're looking at it, okay? We don't change
20 our demeanor, okay? So I'm willing -- you know,
21 I'm willing to give you, you know, more -- you
22 know, if -- if there's something that shows up,
23 okay? I don't know. We haven't been into all
24 this. We haven't -- you know, there's certain
25 questions you didn't want to answer, and that's

1 fine, but we don't know. And even if you had
2 answered those questions, I still have to download
3 the stuff before I do anything, okay? I have to
4 have something -- you know, you have to have
5 proof. So, you know, and, honestly, you're -- you
6 know, you're innocent until we prove something,
7 okay? That's -- and, again, that's why we brought
8 you over here to talk to you, so everybody doesn't
9 hear our conversation.

10 MR. BRYANT: Right.

11 INV. EVANS: Because nobody else needs to hear
12 the conversation, okay, and that's why we brought
13 you over here. So that's why I'm trying to -- you
14 know, that's what I'm telling you. You know,
15 we're pretty -- you know, I want to be laid back
16 with you, as much as we can.

17 MR. BRYANT: Uh-huh.

18 INV. SMITH: Is there anything that we didn't
19 cover that you want to tell us, anything that I
20 didn't ask you, that he didn't ask you, that you
21 know we're going to find anyway and you want to
22 let us know?

23 MR. BRYANT: I don't think -- I don't think
24 there's anything else that I'm willing to --

25 INV. EVANS: Okay. And that's -- that's fine.

1 Mike, I didn't -- when we came back here, I didn't
2 (unintelligible) copies. Can you hand him the
3 copies?

4 INV. SMITH: Copy of what?

5 INV. EVANS: Of the -- the -- the search
6 warrants. Because I wanted to do the --

7 INV. SMITH: To do the return, you mean?

8 INV. EVANS: Yeah. Where's my other one?
9 (Unintelligible) out there. Someone must have
10 taken it out of my book, when DJ called me,
11 because I don't have the other one.

12 INV. SMITH: Who's the -- who's in charge of
13 evidence?

14 INV. EVANS: That would be Cooper, and
15 Ms. Kristi was helping him.

16 INV. SMITH: Okay.

17 INV. EVANS: Ask if they got my other search
18 warrant.

19 INV. SMITH: I will.

20 INV. EVANS: Because someone took it out of
21 here. Do you mind if I sit down?

22 MR. BRYANT: No, you can go ahead.

23 INV. SMITH: Do you have the other, the
24 original search warrant? (Unintelligible.)

25 INV. EVANS: Yeah, I'm not -- when I read that

1 stuff, (unintelligible) I don't mean -- I'm just
2 trying to get through it because it's dry.

3 MR. BRYANT: Oh.

4 INV. EVANS: That's why I read it the way I
5 read it. I'm really kind of just -- you know,
6 we're pretty similar. I mean, I dabble in
7 computers here and there and stuff.

8 MALE SPEAKER: Mind if I turn that fan down?

9 MALE SPEAKER: I'll do it for you. What --

10 MR. BRYANT: Oh.

11 INV. EVANS: This one, right?

12 MR. BRYANT: No, not that one. I think
13 it's -- I believe it's the longer one. Okay.
14 That it? That is the one. It's opposite. No,
15 it's -- yeah, it's the opposite in my room. The
16 longer one is the lights.

17 INV. SMITH: Oh, okay.

18 INV. EVANS: I'll turn that off. I'm not that
19 hot.

20 INV. SMITH: Okay. When do you -- when do you
21 go back to school?

22 MR. BRYANT: Going online now. Will be going
23 back in mid August.

24 INV. SMITH: Do you live over there when you
25 go to school, or you --

1 MR. BRYANT: No.
2 INV. SMITH: -- live over here?
3 MR. BRYANT: I commute.
4 INV. SMITH: You commute. All the way to
5 Pensacola?
6 MR. BRYANT: Yeah.
7 INV. SMITH: That's a ways. What --
8 MALE SPEAKER: He's got it. He was looking --
9 you had laid it on the table.
10 INV. EVANS: Oh, that's (unintelligible) --
11 INV. SMITH: Once they get everything done --
12 INV. EVANS: (Unintelligible.)
13 INV. SMITH: Then you need to -- you need to
14 fill it out as the service. I just saw -- as our
15 forensics guy is looking through the computer,
16 just saw a -- a file that said Lolita. Do you
17 know what that word means?
18 MR. BRYANT: I think it has multiple meanings,
19 but, yeah.
20 INV. SMITH: What does it mean to you?
21 MR. BRYANT: Can we -- can we skip the
22 question?
23 INV. SMITH: You don't want to answer --
24 MR. BRYANT: It's --
25 INV. SMITH: -- the question?

1 MR. BRYANT: It's gotten -- it has multiple
2 meanings. It's --

3 INV. SMITH: Okay. Right beside it, it said
4 11- or 12-year-old girl.

5 MR. BRYANT: That one is probably hard to
6 mistake the meaning of the name.

7 INV. SMITH: Is that a file you downloaded or
8 you looked at, at least?

9 MR. BRYANT: (No audible response.)

10 INV. SMITH: And, Jonathan, I'm not trying to
11 embarrass you. Was it your mom that downloaded
12 it?

13 MR. BRYANT: No.

14 INV. SMITH: Okay. You've already told me
15 that there's nobody else in the house that uses
16 the Internet other than you and your mom. And at
17 least you're man enough to say, no, it wasn't my
18 mom that did it.

19 MR. BRYANT: That would have probably been the
20 one ticket of doubt would have been to -- would
21 have been to say it was her. And then, of course,
22 she would deny it because it's not true.

23 INV. SMITH: Yeah. And we, as adults, would
24 know that you're lying. And I go from
25 Mr. Laid-Back-Nice-Guy to really angry cop,

1 because I don't -- and that's why I said right up
2 front, do not lie to me. And I don't think -- and
3 you're not lying to me. I'm not saying you are.
4 But I have a -- I've been even told I have a
5 personality defect with someone lying to me.

6 MR. BRYANT: Yeah. There -- there are things
7 that --

8 INV. SMITH: I guess it irritates me.

9 MR. BRYANT: There are things I don't want to
10 answer, of course. And there are things --

11 INV. SMITH: And that's fine. If you say you
12 don't want to answer, I won't ask that question
13 again.

14 MR. BRYANT: But --

15 INV. SMITH: But that's the stuff that we're
16 finding on your computer. I'm a very honest
17 person. I -- I don't -- I don't blow smoke. I
18 don't. If I tell you -- I'm not going to sit here
19 and -- and lie to you and tell you, oh, we're
20 going to find all this evidence, and hope to get
21 you to admit that there's evidence someplace. I
22 just saw it on your computer.

23 MR. BRYANT: Yeah.

24 INV. SMITH: How much more am I going to find?
25 That was the second file, the second one on the

1 (unintelligible) -- what they call a scan, where
2 they just run through files. That's the second --
3 second from the top. And I don't know how it's
4 sorted, whether it's sorted by size, whether it's
5 sorted by the date it was accessed.

6 INV. EVANS: Let me --

7 INV. SMITH: That's the second file.

8 INV. EVANS: Let me explain to you. We have
9 the ability to scan a live computer. If your
10 computer's on, we can scan it, which that's what
11 the forensic technician's doing, that's -- which I
12 can do, too, okay? So we don't -- I mean, we
13 still take the computer for processing, but if
14 it's live, we can scan it. So -- and that's what
15 he's talking about he just saw, is that live scan.

16 So -- and that's what we need to -- we kind of
17 need to cut to the chase and figure out how much
18 stuff is going to be there. We don't think
19 you're -- talking to you, again, we don't think
20 you're a horrible person. We just think -- you
21 know, you admitted you had a problem --

22 MR. BRYANT: Uhm.

23 INV. EVANS: -- and you're trying to cut back.
24 And I -- like I said to you before, I respect
25 that. It's hard to cut back. It's hard to get

1 rid of an addiction on your own, okay?

2 MR. BRYANT: Uh-huh.

3 INV. EVANS: First time -- first thing you
4 have to do when you admit you have an addiction to
5 something, is admit that you have an addiction to
6 something. You've admitted you have an addiction
7 to something.

8 MR. BRYANT: Yeah.

9 INV. EVANS: Okay? You -- you just admitted
10 that to us, in saying that you're trying to cut
11 back. I -- and I understand addiction. I -- I
12 understand addiction from a firsthand basis, okay?
13 It's hard to get rid of that addiction on your
14 own, okay? And it sounds like you've been trying
15 to do it on your own, because you've been
16 embarrassed about it.

17 Unfortunately, we're here now. So, you know,
18 what -- I mean, how much more are we going to
19 find? And -- and that's just that computer that
20 we're on. That's the one in your room. Is the
21 one in your room that he was on?

22 INV. SMITH: Uh-huh.

23 INV. EVANS: The one in the room.

24 INV. SMITH: In your bedroom.

25 MR. BRYANT: The one in my bedroom? The --

1 INV. EVANS: I don't know which one --

2 MR. BRYANT: The desktop or the --

3 INV. EVANS: I don't know. Which one was he
4 on?

5 INV. SMITH: Which one would have the --

6 INV. EVANS: Yeah.

7 INV. SMITH: -- the file Lolita 11- or
8 12-year-old on it?

9 MR. BRYANT: I don't think that's on the -- I
10 don't think that would be on the desktop at all.

11 INV. SMITH: Okay. What -- what --

12 MR. BRYANT: I don't --

13 INV. SMITH: So you have a -- in -- in your --
14 in your room you have a laptop and a desktop?

15 MR. BRYANT: Yes.

16 INV. SMITH: Okay.

17 INV. EVANS: What do you use the desktop for
18 mostly?

19 MR. BRYANT: Games. Games and schoolwork.

20 INV. EVANS: Games and schoolwork. Okay. Is
21 the laptop mostly used for watching your porn?

22 MR. BRYANT: Yeah.

23 INV. EVANS: Is that -- is that your -- where
24 your porn is?

25 MR. BRYANT: Yeah. To clarify, the desktop

1 was used for porn, too.

2 INV. EVANS: Uh-huh.

3 MR. BRYANT: The laptop lately has been pretty
4 much exclusive porn, rather than the desktop --

5 INV. EVANS: Okay. The desktop was used for
6 porn at one point in time?

7 MR. BRYANT: It has been used lately, but
8 that -- it's not -- that's not been its exclusive
9 use, if that makes sense.

10 INV. EVANS: Yeah. No, actually, it does.
11 And the exclusive use has been your laptop, but
12 you have used your -- your -- your desktop for it?

13 MR. BRYANT: And that was the two nights ago.

14 INV. EVANS: Okay. Why do you use the laptop
15 instead of the desktop? Does the laptop run
16 faster or --

17 MR. BRYANT: Actually, it's because the laptop
18 is older and slower, and if -- it's the only one
19 that's actually fully my own.

20 INV. EVANS: Okay. So the laptop's the only
21 one that's fully your own.

22 INV. SMITH: Where is your laptop?

23 MR. BRYANT: In the closet.

24 INV. SMITH: In the closet in your bedroom?

25 MR. BRYANT: Yeah.

1 INV. SMITH: Where?

2 MR. BRYANT: Like, in the middle, in the back.
3 It's probably on top of some stuff in a backpack.

4 INV. EVANS: Okay. So the laptop's
5 exclusively your own?

6 MR. BRYANT: Yes.

7 INV. EVANS: So that way you know nobody --
8 nobody can go on it?

9 MR. BRYANT: Yeah.

10 INV. EVANS: Okay. Like, your mom would go on
11 it or something like that, yeah. But your mom
12 doesn't really go into the bedroom and use that
13 lap- -- the desktop, does she?

14 MR. BRYANT: Correct, she does not.

15 INV. EVANS: She -- she'd use this one.

16 MR. BRYANT: She'd use the one in the living
17 room.

18 INV. EVANS: The one in the living room.

19 MR. BRYANT: Uh-huh.

20 INV. EVANS: And this one really hasn't
21 been -- this is -- this Dell looks pretty old.

22 MR. BRYANT: It is pretty old. It's -- it's
23 crap.

24 INV. EVANS: Well, how old is it?

25 MR. BRYANT: Probably from 2000 and -- before

1 2006.

2 INV. EVANS: Okay. What about -- have we
3 looked at porn on this computer? Am I going to
4 find any porn on this computer when I download it?
5 Because I am -- I am going to download it, because
6 I'd be (unintelligible) if I'm not. But am I
7 going to find anything on this one?

8 MR. BRYANT: Well, that, I -- I couldn't tell
9 you, to begin with, because that was never the
10 computer that I used for anything.

11 INV. EVANS: That wasn't -- who used that --

12 MR. BRYANT: I used it for Halo, like, back in
13 2007.

14 INV. EVANS: Okay. But who else -- who all
15 used that computer?

16 MR. BRYANT: That was Sarah who used it.

17 INV. EVANS: Uh-huh.

18 MR. BRYANT: And it stopped -- she stopped
19 using that probably well over a year ago --

20 INV. EVANS: Okay.

21 MR. BRYANT: -- before she even left.

22 INV. EVANS: Okay. So has anybody used this
23 computer within the year, do you think?

24 MR. BRYANT: No.

25 INV. EVANS: Okay. When we were talking when

1 you left --

2 INV. SMITH: Uh-huh.

3 INV. EVANS: -- his laptop is his main source
4 of where he uses the pornography, but he has used
5 the desktop before.

6 INV. SMITH: Okay. That image was found on
7 the desktop.

8 INV. EVANS: Oh.

9 INV. SMITH: That file.

10 MR. BRYANT: That's --

11 INV. SMITH: So -- so you're saying we're
12 going to find more on the -- on your laptop?
13 Laptop is what you primarily used that for?

14 MR. BRYANT: I would probably rather have a
15 lawyer for that question.

16 INV. SMITH: Okay.

17 INV. EVANS: Any -- do you own a -- a pad or
18 (unintelligible) --

19 INV. SMITH: Let me -- let me just ask you,
20 again, because I don't -- again, I'm very honest
21 and upfront. Are you still willing to talk to us?
22 It's just you want to say, I don't want to answer
23 that question --

24 MR. BRYANT: Yes.

25 INV. SMITH: -- and get a lawyer --

1 MR. BRYANT: Yes.

2 INV. SMITH: -- but you're still willing to
3 talk to us about other questions?

4 MR. BRYANT: Yes.

5 INV. SMITH: Okay. Okay. I want to make sure
6 I understand you. Because if you say, I'm done, I
7 don't want to talk anymore, then I'm not going to
8 talk to you. But as long as you're saying that
9 you're willing, I -- I want to make sure I
10 understand your intention.

11 MR. BRYANT: Can I ask a couple questions?

12 INV. SMITH: Certainly. Absolutely.

13 MR. BRYANT: What's the benefit to me to
14 answering the questions right now? I -- I am a
15 little curious.

16 INV. SMITH: It gives us -- it shows us that
17 you're -- that you are a cooperative person. It
18 shows that -- that you're not an animal. It shows
19 that you're not a -- a -- a monster, like I said.
20 It shows that you have conscience. That's what it
21 shows me.

22 But other than that, no. If you don't want to
23 talk anymore, say you don't want to talk, and
24 we'll just continue with our search. And, again,
25 I told you, I'm not -- I don't blow smoke at you.

1 We're going to find your computer. I've already
2 told you what we're founding it -- what we're
3 finding on it.

4 At least explain to me why you did it. At
5 least explain to me why -- how sorry you are about
6 it. Because that evidence is going to be used
7 against you.

8 MR. BRYANT: Well, I'm --

9 INV. SMITH: And so that's -- that's the
10 benefit, is for you to explain to me why you did
11 it.

12 MR. BRYANT: Certainly, anything you're
13 finding I'm sorry about. And that's -- that's
14 actually not just because you came in through the
15 door. That's -- in fact, to be honest, you find
16 the most innocuous porn on there, I'd still be
17 sorry about it. It's a matter of conscience on
18 that one.

19 INV. EVANS: Right. And I want you to
20 understand that there's help. There -- there are
21 people that can help you, because this is an easy
22 trap to fall into. And you know you didn't start
23 yesterday looking at underage girls masturbating.
24 You started out with regular porn. You started
25 out with boobs turning you on. You know, am I

1 wrong? And you turned --

2 MR. BRYANT: (Unintelligible.)

3 INV. SMITH: And then it -- it progresses.

4 And it's like, well, I've already seen one. That
5 one I've already seen. That one doesn't do it for
6 me anymore. You even said yourself that -- that
7 you looking at -- at the professional pornography,
8 hey, that's staged, that's not real. I want
9 amateur. I want -- you need something more,
10 seeing something -- and it's -- there's no
11 difference in that kind of a path than there is
12 with the past with -- path with drugs. You start
13 out, and then you get the first hit of -- of
14 marijuana, and you're like, wow, this is the
15 greatest thing ever. You do that for a couple of
16 weeks, and then a month or two, well, that's not
17 good enough anymore. You want something harder.
18 You want something different, something stronger,
19 something -- because pot is a joke. It doesn't do
20 it for you anymore. You want something more.

21 And so the fact that you're showing that --
22 that you have conviction, that you're trying to
23 put the brakes on this train, speaks volumes to me
24 about your character.

25 You know, I've been on this world an awful

1 long time, and -- well, just -- I usually say this
2 early on when I'm talking to people, but what year
3 were you born?

4 MR. BRYANT: '87.

5 INV. SMITH: 1987. Okay. I went to the
6 police academy in 1986. I've been a cop a very
7 long time. Everything you know, you're entire
8 existence, I have been spent being in law
9 enforcement in one way, shape, or form. So I've
10 seen it. Been there, done that, got the scars,
11 got the emotional wrecks because of it.

12 And -- and I don't say that in any way to try
13 to be boisterous or anything, but I understand
14 evil. I understand bad guys. I get really -- I
15 get a smile on my face when I put somebody away
16 that hurts people. I really enjoy that.

17 I'm getting no enjoyment whatsoever with
18 talking to you, if you understand what I mean. I
19 think -- I don't think you're a bad person --

20 MR. BRYANT: Yes.

21 INV. SMITH: -- if I'm explaining that
22 properly.

23 INV. EVANS: You're not that -- you're not the
24 monsters we go after.

25 MR. BRYANT: That's -- that's comforting.

1 INV. EVANS: Yeah.

2 INV. SMITH: It's like the -- the -- you're
3 attempting to put your brakes on the train, you
4 know. Because the end of that train is those --
5 those images that you're looking at right now,
6 the -- the things that are turning you on now, in
7 six months won't turn you on anymore. It's got to
8 be something harder, something different. And
9 then eventually looking at a screen isn't enough
10 anymore. It's got to be real. It's got to be --
11 and you're so far gone from just going, okay, I
12 need to find a girlfriend, I need to find somebody
13 to satisfy my -- my sexual urges -- no, there's
14 nobody anymore. It's, I need to find a five- to
15 six-year-old female that doesn't have -- and --
16 and I used that age on purpose to shock you,
17 because I don't think that's the age that you're
18 into. But that's the end of this track. That's
19 what happens. It continually goes. I've seen
20 people get to the point where it's their own
21 children. They have children for that purpose.

22 And, again, Jonathan, you're not there yet.
23 And I hope this is a wake-up call that we need to
24 turn this train around. I saw all kinds -- I saw
25 a Jesus placard on -- on a car in the parking lot.

1 I see Bible versus around the house. I'm assuming
2 your mom's a God-fearing woman. I'm assuming you
3 were raised in that environment. There's answers
4 there. There's -- there's -- there's people that
5 you can talk to. You go to any one of these
6 churches and talk to the pastor and say, listen, I
7 need help. This is the stuff I'm involved in, and
8 I need help. They can help you. If you don't
9 want to do that, there's hospitals that you can go
10 to and say, listen, I need to talk to somebody
11 about this because I need help. The reason I said
12 churches, they'll do it for free.

13 MR. BRYANT: You -- you said it's not too late
14 to turn the train around, but --

15 INV. EVANS: The train -- what you've done so
16 far is (unintelligible) --

17 INV. SMITH: The train in you. That's --

18 INV. EVANS: The train in you.

19 INV. SMITH: -- all I'm talking about.

20 INV. EVANS: We don't --

21 INV. SMITH: You -- we -- what you've done up
22 to this point, you're going to answer for. You're
23 going to answer for. Again, there's no smoke
24 coming out of me. What you've done so far, you're
25 going to answer for. I want to make sure that in

1 five years I'm not tracking you down again, and
2 this time it's because you've got little girl's
3 panties hanging up in your -- in your closet that
4 you've been storing for every girl that you've
5 raped over the last five years.

6 MR. BRYANT: That's --

7 INV. EVANS: And --

8 MR. BRYANT: That's creepy on multiple levels.

9 INV. EVANS: Right.

10 INV. SMITH: It absolutely is.

11 INV. EVANS: It absolutely is.

12 INV. SMITH: But that's --

13 INV. EVANS: But we don't want that for you.

14 INV. SMITH: That's the end of the train.

15 That's the end of the tracks. That's the stuff
16 that will put you away forever. That's what we
17 want to make sure doesn't happen again. This
18 train needs to stop. You need to get this train
19 going in another direction or you're in for a
20 very, very dark path.

21 And that's as easy as I can say it, Jonathan.
22 I don't think you're a bad person. I think you've
23 gotten caught up in this pornography web. You've
24 got caught up into this -- into this drug -- we'll
25 just use that term -- this downward spiral of, I

1 need more, I need this, I need different, I need
2 different, and you're getting into a -- into a
3 part right now that it's illegal.

4 This is against the law what you did, to
5 download underage pornography, images or videos
6 that you know to be illegal -- well, no, I'm
7 sorry, that's not even -- that doesn't matter.
8 Whether you know it's illegal or not, to possess
9 it, to possess even the deleted file is enough,
10 because they know -- and the reason they make that
11 illegal is because they know where that's going.

12 They know that people that do this, if we
13 don't intervene now, five, six, ten years down the
14 road, in most cases, that's what they're involved
15 in. Eventually they will go to what we refer to
16 as live victims. And I know that feeling in your
17 pit of your stomach right now, that vomit
18 that's -- that you're choking down, that shows me
19 that you haven't gone that far yet.

20 INV. EVANS: And understand, we don't -- we
21 don't -- we don't want to cross your path again.
22 That's why we're saying if you need -- when you
23 need -- if you need help, you need to go get it.
24 I mean, I'm -- we can't do anything about the
25 past. You can -- you need to work on the future,

1 okay? So that's why, you know -- and, again,
2 that's -- again, the questions we ask you and
3 stuff like that, that's why we're not, you know --
4 that's why we're being laid back. You -- you've
5 been nice, you've been honest with us, all that
6 type of stuff, so we're being honest with you.

7 INV. SMITH: If you had the opportunity right
8 now, because what -- what he had explained to you
9 earlier, just to talk legally for a minute, what
10 he's going to do is going to go back to the
11 office, our technicians are going to pour through
12 all of the evidence, all of the files, all of the
13 images, all of the -- the titles of the images.
14 We're -- we have people that we pay -- I don't do
15 it anymore, thank the good Lord -- but there's
16 people that we will pay to view it, to describe
17 it, what the video is: This is the title of it,
18 and this is what we see; this is the title of it;
19 this is what we see, how many ever images, videos
20 there are. And we're going to write all that up.
21 We're going to send that information through the
22 State's Attorney's Office, through the State's
23 Attorney's Office, eventually to a judge. The
24 judge is going to look at that and rule whether or
25 not you need to be arrested for it or not, and

1 whether you're going to see him in his court or
2 not.

3 Judging from what I've seen right there,
4 that's a very real possibility. I wouldn't even
5 call it a possibility. It is a very real
6 probability. That one image alone is enough. If
7 this was my case, I would arrest you, not on --
8 not -- not today. I would apply for a warrant,
9 just like Mike is doing. But that's the flow.
10 That's where it goes.

11 If the judge was here right now -- instead of
12 talking to me, you're talking directly to the
13 judge -- do you have something you would say to
14 him?

15 MR. BRYANT: Well --

16 INV. SMITH: This is your chance to explain
17 the why, the how, the -- you know, how you feel
18 about it.

19 MR. BRYANT: I feel as horrible -- if -- if
20 the judge is willing to listen to what could
21 probably be termed as an excuse by some, a lot of
22 the stuff that might be found would be stuff that
23 I might have had, but that I didn't derive
24 enjoyment from. Some of it I certainly did. Some
25 of it just came with the other stuff, and it's

1 like, I -- I looked. Like, no. That's not -- no.

2 INV. SMITH: So you'd get -- you'd get --

3 MR. BRYANT: Say there's -- say there's a
4 file, a hypothetical file -- file with five images
5 in it --

6 INV. SMITH: Uh-huh.

7 MR. BRYANT: -- there's one of masturbating,
8 there's one having sex maybe and enjoying it,
9 there's one being brutally raped, and so on and so
10 on, ew.

11 INV. SMITH: Yeah. Those ones -- okay. I
12 think I understand where you're coming from.

13 INV. EVANS: You -- you -- because you said
14 earlier you enjoyed the masturbating, correct?

15 MR. BRYANT: That's my primary --

16 INV. EVANS: That's your primary?

17 MR. BRYANT: Yeah.

18 INV. EVANS: So you -- it's -- you were --

19 MR. BRYANT: All --

20 INV. EVANS: -- looking for the masturbating.

21 MR. BRYANT: I'll -- I'll narrow it down
22 further than that.

23 INV. EVANS: Okay.

24 MR. BRYANT: Or broaden it, I guess. My
25 primary fetish is the girl enjoying what's

1 happening.

2 INV. EVANS: Okay.

3 MR. BRYANT: That's why the masturbation
4 thing, because then there's only one person. What
5 are you going to do, show them crying and just
6 doing that? That's -- that would only appeal to a
7 very narrow audience --

8 INV. EVANS: Uh-huh.

9 MR. BRYANT: -- a very specific audience. I
10 want to see the person enjoy it.

11 INV. EVANS: Okay. That -- that makes sense.

12 INV. SMITH: Now, and, again, you said the
13 main reason --

14 MALE SPEAKER: Mike, I need to ask you a
15 question.

16 INV. SMITH: The main reason that -- the main
17 reason that you went for -- that you said you
18 liked amateur, what do you -- describe what
19 amateur is. I mean, I don't -- I'm not really
20 sure I understand you, and I want to make sure I
21 do, you know.

22 MR. BRYANT: The person --

23 INV. SMITH: Obviously, they're not a -- a
24 porn star. I understand that.

25 MR. BRYANT: (Unintelligible.)

1 INV. SMITH: Who would be recording it?

2 INV. EVANS: Jonathan? I'm sorry. Where are
3 the keys to the cars?

4 MR. BRYANT: The keys to the cars?

5 INV. EVANS: Yes.

6 MR. BRYANT: There's a little dish beside the
7 desktop, that seashell disc (sic).

8 INV. EVANS: In the living room?

9 MR. BRYANT: In my room.

10 INV. EVANS: In your room?

11 MR. BRYANT: Uh-huh.

12 INV. EVANS: Okay. And that's -- both the
13 keys to the cars are in there?

14 MR. BRYANT: Yes.

15 INV. EVANS: Okay.

16 MR. BRYANT: It should be in there.

17 INV. EVANS: Is there anything --

18 MR. BRYANT: There are three -- there are
19 three sets of keys. One's a set of house keys,
20 the other's a set to the car, the other's a set to
21 the van.

22 INV. EVANS: Okay. Is there anything in
23 there? Are they pretty clean, the cars and the
24 van?

25 INV. SMITH: We're going to search your cars.

1 MR. BRYANT: Oh, I see what you're saying.
2 The -- the van is fairly clean. Mom would swear
3 it needs to be vacuumed.
4 INV. EVANS: Okay.
5 MR. BRYANT: The car is fairly dirty. There's
6 a bunch of sodas and stuff unopened, but --
7 INV. EVANS: You use the car mostly?
8 MR. BRYANT: I use the car mostly.
9 INV. EVANS: Okay. It's -- that's the Honda,
10 right?
11 MR. BRYANT: That's the Honda.
12 INV. SMITH: Are we going to find computer
13 stuff --
14 MR. BRYANT: No.
15 INV. SMITH: -- out there? Discs?
16 MR. BRYANT: No. The biggest electronic
17 you'll find is, like, a car charger.
18 INV. SMITH: No, we're not worried about any
19 of that. All right. So getting back to -- I
20 mean, I -- I know what, you know, professional
21 pornography, porn stars and stuff like that is.
22 What is the amateur? Who would be filming the
23 amateur?
24 MR. BRYANT: Sometimes the amateur films it
25 themselves. Sometimes it's someone else.

1 INV. SMITH: Like on a webcam or -- or --

2 MR. BRYANT: Yeah.

3 INV. SMITH: Okay. And where do you go to
4 find that?

5 MR. BRYANT: Any of the major porn sites often
6 have that.

7 INV. SMITH: What's a -- what's some major
8 porn sites?

9 MR. BRYANT: Pornhub --

10 INV. SMITH: Pornhub?

11 MR. BRYANT: PornoTube, xHamster.

12 INV. SMITH: What -- what tube?

13 MR. BRYANT: PornoTube.

14 INV. SMITH: PornoTube? Okay. xHamster.

15 MR. BRYANT: Yeah. Any of the major sites
16 normally have an amateur section.

17 INV. SMITH: Okay. And all of that is going
18 to be legal, correct? I mean, at least you'd
19 think it would be --

20 MR. BRYANT: The web -- the website -- the
21 websites, the major sites, normally will prune
22 that stuff as soon as they find out about it.

23 INV. SMITH: Yeah. Well, because if not,
24 they'll --

25 MR. BRYANT: Yeah.

1 INV. SMITH: -- the feds will shut them down
2 or something, you know.

3 MR. BRYANT: Yeah.

4 INV. SMITH: So where did the images come
5 from? Like, again, we'll just go with the one
6 that I know about, I'm sure there's more, but the
7 Lolita 11- to 12-year-old, did you get that from
8 Pornhub or --

9 MR. BRYANT: No, no.

10 INV. SMITH: Where did that come from?

11 MR. BRYANT: That one was probably from some
12 sort of file-sharing website.

13 INV. SMITH: Okay. Like that peer-to-peer
14 stuff he was talking about?

15 INV. EVANS: The Bit -- you use the BitTor is
16 what you said, correct?

17 MR. BRYANT: Yes.

18 INV. EVANS: Okay.

19 INV. SMITH: Okay.

20 INV. EVANS: Is the BitTor the only one you
21 use?

22 MR. BRYANT: Yes.

23 INV. EVANS: Okay. And the only reason I ask
24 is -- well, and I -- we were going LimeWire,
25 BitTor, Ares, GigaTribe. I mean, there's a

1 plethora of them out there. That's why I was

2 asking --

3 MR. BRYANT: Uh-huh.

4 INV. EVANS: -- which one -- which one --

5 everyone has a favorite one they like to use.

6 So -- I mean, I used to -- when Napster was

7 around, I used Napster all the time for music.

8 INV. SMITH: What were -- what were some of

9 the search terms that you used? And we're going

10 to find those on the computer, but just, again, to

11 keep it honest. I know probably Lolita, because

12 that's the one we found. So, yes, you used

13 Lolita. Was there a specific age range that you

14 were looking for?

15 MR. BRYANT: Well, again, up to -- up to a

16 certain limit, anything could -- anything could

17 be, but --

18 INV. SMITH: What other -- other search terms

19 did you use other than Lolita, which is hard to

20 say, Lolita. What -- what other -- what other

21 search terms did you use?

22 MR. BRYANT: If I had a lawyer here, he would

23 confirm exactly what you said, that you're going

24 to find anything that was put in there?

25 INV. SMITH: Yeah. We're going to -- I

1 mean --

2 INV. EVANS: I'm going to --

3 INV. SMITH: I'm --

4 INV. EVANS: I'm going to --

5 INV. SMITH: We're going to find everything
6 that you looked for on that computer.

7 INV. EVANS: I'm going to mirror the image and
8 then I have programs (unintelligible) --

9 INV. SMITH: I'm going to -- I'm going to
10 judge by -- by your response that you didn't want
11 to answer that question. I'm just going to say
12 that you don't want to answer that question,
13 because it wasn't a hard question, so I knew you
14 understood it. So I'm just going to assume you
15 didn't want to answer that and just --

16 MR. BRYANT: I mean --

17 INV. SMITH: -- let it go with that.

18 MR. BRYANT: -- I -- I kind of want to answer
19 it and just -- and just get it off my chest, but
20 I'm -- I'm very --

21 INV. SMITH: Then this is the time to do it.

22 MR. BRYANT: To be perfectly honest, I am
23 terrified.

24 INV. EVANS: And that's natural. If you were
25 -- if you were a -- a -- what we would call a

1 monster, what we refer to, you wouldn't be
2 terrified at all. We just interviewed one a
3 couple weeks ago that wasn't terrified, me and him
4 together.

5 INV. SMITH: What search terms did you use?

6 MR. BRYANT: The worst one I used, the -- it's
7 also hard -- it's hard for me to say because, I
8 mean, you could -- you could definitely find this
9 out otherwise, but saying this is -- well, I mean,
10 I already said it wasn't my mom, so -- PTHC. I
11 don't know if you know what the acronym means
12 offhand or not.

13 INV. SMITH: No. What's it mean?

14 MR. BRYANT: Pre-teen hardcore.

15 INV. SMITH: Okay.

16 MR. BRYANT: It's not because I like hardcore,
17 per se, but there was -- like, if you get a file
18 with five of them in there, and they're -- you got
19 some (unintelligible) that are just so horrible
20 you don't even want to think about, you might have
21 the ones in there that are more appealing to your
22 interests.

23 INV. SMITH: So you have to, like, screen them
24 to find out --

25 MR. BRYANT: Yeah.

1 INV. SMITH: -- yeah, I don't like this one,
2 you want to have this -- okay.

3 MR. BRYANT: Which -- which goes back to the
4 whole judge thing. It's, like, as much as you
5 found, most of that was just to find the ones
6 that -- and I'm not saying that they weren't bad,
7 all of them, but --

8 INV. SMITH: Uh-huh.

9 INV. EVANS: But you -- you like the ones
10 where you believe they were enjoying themselves.

11 MR. BRYANT: Yes.

12 INV. EVANS: Okay. You didn't like the -- and
13 you -- and I'm just reiterating what you said.
14 You didn't -- you cared for the ones where the --
15 they seemed to be enjoying themselves, but you --
16 if it was something like where someone was crying
17 or seemed to be --

18 MR. BRYANT: Instant --

19 INV. EVANS: -- a brutal rape, you were --

20 MR. BRYANT: Instant revulsion.

21 INV. EVANS: Okay.

22 INV. SMITH: What does hardcore mean?

23 MR. BRYANT: Hardcore --

24 INV. SMITH: I understand pre-teen. I'm just
25 not quite --

1 MR. BRYANT: In --

2 INV. SMITH: -- sure I understand how we
3 define hardcore.

4 MR. BRYANT: And I don't know if there's a --
5 a full consensus in -- on the Internet of what it
6 means either. The basic definition of hardcore is
7 anything beyond oral.

8 INV. SMITH: Okay.

9 MR. BRYANT: But it could include some heavy
10 stuff.

11 INV. SMITH: Like -- like, what's heavy stuff?
12 What do you mean?

13 MR. BRYANT: Most people would consider
14 hardcore to just -- just be up to, like, rougher
15 anal and stuff like that. But anybody who creates
16 a video and puts it online of any fashion could
17 look at -- could be like, I beat this person up,
18 that's considered hardcore and --

19 INV. SMITH: Uh-huh.

20 MR. BRYANT: But I don't think most people
21 would think --

22 INV. SMITH: Right.

23 MR. BRYANT: -- that's --

24 INV. SMITH: But, like, in the sexual sense,
25 hardcore --

1 MR. BRYANT: Hardcore normally just means
2 penetration plus.

3 INV. SMITH: Okay. And the plus is --

4 MR. BRYANT: Or more.

5 INV. SMITH: What does -- what does the plus
6 mean? Penetration, I understand that.

7 MR. BRYANT: I -- I just meant, like,
8 penetration or more, is what I meant by plus.
9 Like, if there's --

10 INV. SMITH: You're talking to an old man.
11 Help me out.

12 MR. BRYANT: If there's a scale between, like,
13 there's stripping over here and there's anything
14 you can imagine over here in those hardcore, plus
15 is anything to the right of hardcore.

16 INV. SMITH: I've been married to the same
17 woman for 17 years.

18 MR. BRYANT: Uh --

19 INV. SMITH: Help me --

20 MR. BRYANT: -- congratulations --

21 INV. SMITH: -- understand.

22 MR. BRYANT: -- by the way.

23 INV. SMITH: Help me understand. Penetration,
24 I get. I heard anal, I get. What is more extreme
25 than that, you know? What are we talking about?

1 What -- and -- and, again, I'm not asking in
2 theory. What other things have you seen, what
3 files have you downloaded that you were like,
4 that's repulsive, I don't want that? Because if
5 we find that on there, I want you to be able --
6 you know, we will -- I will make sure it's in the
7 report that, hey, Jonathan said he saw a picture
8 of this, and it was repulsive to him. So when we
9 find that in there, yeah, that image, Your Honor,
10 he did say that that was downloaded in this group
11 of stuff he was looking for, and he was repulsed
12 by it.

13 But, you know, I don't -- tell -- help me
14 understand what -- what the plus is. What's --
15 what's more than penetration, you know?

16 MR. BRYANT: Could -- could be anal.

17 INV. SMITH: Okay.

18 MR. BRYANT: Could be -- could be a threesome.
19 I don't think anything like that -- well, I don't
20 know. I'm just --

21 INV. SMITH: What's the worst thing that
22 you've seen that you've downloaded? Whether you
23 masturbated to it or not, what's the worst thing
24 that you've seen that -- that's come onto that
25 computer?

1 MR. BRYANT: I -- I've seen an animal
2 performing oral --

3 INV. SMITH: Okay.

4 MR. BRYANT: -- through the incentive of
5 peanut butter.

6 INV. SMITH: Okay.

7 MR. BRYANT: And, no.

8 INV. SMITH: Oral on -- on what?

9 MR. BRYANT: On -- on a female.

10 INV. SMITH: On a female. How old was the
11 female?

12 MR. BRYANT: Don't know. Probably --

13 INV. SMITH: Roughly.

14 MR. BRYANT: Definitely young.

15 INV. SMITH: Young. Okay. Was that an image
16 that you enjoyed looking at?

17 MR. BRYANT: No.

18 INV. SMITH: Okay. Was that something that
19 regularly would come up when you searched
20 pre-teen --

21 MR. BRYANT: No.

22 INV. SMITH: -- when you say, what, PTHC?

23 MR. BRYANT: Not regular. That was --

24 INV. SMITH: Okay. When you -- if you -- if
25 we weren't here and today's the day that, you

1 know, you're just going to say, screw it, I don't
2 care, I'll -- I'll stop tomorrow, today's the day
3 I'm going to go, and I'm going to go pull up
4 some -- some -- some stuff on the computer and
5 masturbate to it, what search term would you use?

6 MR. BRYANT: Probably PTSC, if I was going to
7 go that route.

8 INV. SMITH: PTSC?

9 MR. BRYANT: Softcore.

10 INV. SMITH: Softcore. Okay. And what do you
11 get when you -- when you search those sorts of
12 things? What -- what is softcore? I understood
13 softcore, that that was kind of like, like,
14 Playboy, you know --

15 MR. BRYANT: That would --

16 INV. SMITH: -- might be compared to, like,
17 Hustler magazine, if they -- I don't even know if
18 they still make those magazines. That's when I
19 was in high school, but --

20 MR. BRYANT: Oral was considered to be
21 either -- could be either one. Softcore normally
22 just goes -- most people who upload the softcore
23 normally just go up to masturbation, at the most.

24 INV. SMITH: Okay.

25 MR. BRYANT: Of course, I'd more than likely

1 just go to a normal, major porn site or something
2 like that.

3 INV. SMITH: Uh-huh.

4 INV. EVANS: Two days ago, when you last
5 viewed porn, which was -- you said it was two days
6 ago, correct, roughly?

7 MR. BRYANT: Yeah.

8 INV. EVANS: Where did you go?

9 MR. BRYANT: Where did I go?

10 INV. EVANS: Did you go to a major porn site?

11 MR. BRYANT: Yeah, it was --

12 INV. EVANS: Did you go --

13 MR. BRYANT: It was the major porn sites.

14 I'm --

15 INV. EVANS: You don't have to remember the
16 exact porn site. I'm --

17 MR. BRYANT: Yes, it was -- it was a major.
18 Yeah, it's, like, the --

19 INV. EVANS: Because there's 8 million of them
20 out there.

21 MR. BRYANT: Yeah. What do you think's going
22 to happen?

23 INV. EVANS: Well, I can tell you what's going
24 to happen today. This is what I told you before,
25 okay? I -- he just said what's on that one thing.

1 I haven't looked at everything. When he says the
2 technicians, I'm one of the technicians --

3 MR. BRYANT: Uh-huh.

4 INV. EVANS: -- okay? There's two of us --

5 MR. BRYANT: Uh-huh.

6 INV. EVANS: -- in the -- for the sheriff's
7 office. My partner's the other one. And we're
8 going to take everything, and I'm going to look at
9 everything, and I'm going to document everything
10 we find, okay? And -- and I'm not going to
11 make -- I'm not going to make something that's not
12 there. I'm just going to say, this is what's
13 there, and write it all out. And if we find
14 something that you said repulsed you, I'll note
15 that in my -- in my notations of everything.

16 And then once I have everything, based off
17 what I find, I present that to the State
18 Attorney's Office.

19 MR. BRYANT: Uh-huh.

20 INV. EVANS: Okay? The State Attorney's
21 Office approves whether or not they -- they feel I
22 have enough. If I feel I have enough to make an
23 arrest, I present that to the State Attorney's
24 Office, and the State Attorney says yea or nay.
25 If the State Attorney says, yeah, we -- we -- we

1 believe you, then that goes to a judge, and then
2 the judge goes yea or nay. And when that
3 happens -- you've been cooperative with us. I'll
4 get a good phone number for you before we leave.
5 I'll go, hey, Jonathan, I got bad news for you.
6 You need to go turn yourself in. I'm going to
7 give you -- I'll normally give you about 24 hours.
8 I'm going to give you 24 hours. After 24 hours,
9 I'm going to let the Fugitive Task Force know, you
10 know, you're out and about, okay?

11 That gives you time to go, okay -- and -- and
12 you'll -- you'll go to -- and if there's a bond or
13 something, I'll tell you what the bond is, okay?
14 That way, you -- if you need to go to a bondsman
15 or -- you can set all that up and then go ahead
16 and turn yourself in. And -- and that's what's
17 going to happen.

18 So today we are -- and -- and, again, unless I
19 find something, which I haven't been told so far
20 that we've found anything like that, we're going
21 to take the stuff and we're going to leave, and
22 then you're going to -- you -- you're going to go
23 about your stuff.

24 INV. SMITH: I was just looking at search
25 terminology on there, the search terms. What is

1 blue charm?

2 MR. BRYANT: Blue charm? Oh, oh, gosh.

3 INV. SMITH: Like I said, we're getting the
4 phone book with everything that you've ever
5 searched for the Internet. So blue charm caught
6 my eye, and I'm like, what's that? I'm going to
7 check on that.

8 MR. BRYANT: That's RuneScape. RuneScape's an
9 online video game.

10 INV. SMITH: Okay.

11 MR. BRYANT: A blue charm is a rare item
12 that's used for summoning.

13 INV. SMITH: Okay. Well, you know I'm not
14 lying to you, because that's what they're looking
15 at.

16 MR. BRYANT: Blue charm, I'm thinking, what --
17 what was that? What the -- and then I
18 remembered --

19 INV. EVANS: Okay.

20 MR. BRYANT: -- oh, right.

21 INV. EVANS: All right. And you said you
22 game.

23 MR. BRYANT: Yeah.

24 INV. EVANS: And -- and that's okay. Mike
25 doesn't game. He doesn't understand all that

1 stuff. I -- I -- I still do some --

2 INV. SMITH: I'm old.

3 INV. EVANS: -- gaming.

4 INV. SMITH: I'm old.

5 INV. EVANS: So, I mean, I'm not familiar with
6 that game, but I do -- I still do some gaming,
7 so -- and, like I said, that type of stuff, you
8 know, we'll -- we'll -- we'll sort through it, and
9 that type of stuff, you know, we're just going to
10 toss to the side, okay? And -- and that's just
11 the way it's going to be. And that's why we were
12 asking you what repulsed you, so when I go on
13 there and I look, I know, okay, this is something
14 that repulsed him, okay?

15 And you said to me you prefer where people
16 pleasure themselves, you prefer masturbation. You
17 know, I'm going to go, okay, well, these are the
18 ones that, you know, Jonathan would want or like;
19 this is the stuff that would repulse him.

20 INV. SMITH: What other -- you said that was
21 your main fetish. You said that a couple of
22 times, that that's your main fetish is -- is -- is
23 girls masturbating, and you want them to appear to
24 be pleasure, you know, enjoying. You certainly
25 don't like, you know, violence or something like

1 that. What are some other fetishes that you have
2 either experimented in, or downloaded, or looked
3 at, or --

4 MR. BRYANT: Like -- it's --

5 INV. SMITH: That's the President calling.

6 MR. BRYANT: Oh.

7 INV. EVANS: That would be Sarge. (On
8 telephone) Yes, Sarge.

9 SERGEANT: Are you able to hear me?

10 INV. EVANS: Uh-huh.

11 SERGEANT: I'm trying to get ahold --

12 INV. SMITH: Take it -- take it out. Take it
13 out. Take it out. Take it out.

14 MR. BRYANT: Sorry.

15 INV. SMITH: It's okay.

16 MR. BRYANT: I --

17 INV. EVANS: All right. Hold on. I'll --

18 MR. BRYANT: I do that with everybody. Like,
19 I -- I forget what sort of situation I'm in right
20 now.

21 INV. SMITH: That's fine.

22 MR. BRYANT: And whenever --

23 INV. SMITH: It was distracting.

24 MR. BRYANT: -- someone's on the phone, I'm
25 like --

1 INV. SMITH: That's okay.
2 MR. BRYANT: -- be quiet, don't interrupt the
3 conversation.
4 INV. SMITH: Yeah. You're being polite.
5 INV. EVANS: Sorry.
6 INV. SMITH: Fetish.
7 MR. BRYANT: No, no.
8 INV. SMITH: What other things have you looked
9 at? Maybe you found out they didn't work for you,
10 or maybe, you know, whatever.
11 MALE SPEAKER: We talk to him real quick.
12 INV. EVANS: Yes, sir.
13 MR. BRYANT: That's about how I feel
14 sometimes, too.
15 INV. SMITH: Go ahead.
16 MR. BRYANT: Anything where the girl is
17 enjoying herself. And when I say girl, I could
18 mean a woman, too, because --
19 INV. SMITH: Uh-huh.
20 MR. BRYANT: -- like, I'm turned on by people
21 my age, too. I --
22 INV. SMITH: Sure.
23 MR. BRYANT: But if they're enjoying
24 themselves, I can probably -- I can probably --
25 you know, look at them and be, like, okay, there's

1 something good there. If -- if they're not
2 enjoying themselves, if it -- then not so much.

3 INV. SMITH: Uh-huh. What about if -- if the
4 men are enjoying themselves?

5 MR. BRYANT: Don't really care about that.

6 INV. SMITH: No? Because I know I've seen
7 some stuff where the man's having a great time;
8 woman, she's -- she's barely hanging on, but, you
9 know --

10 MR. BRYANT: It's, like, no, I look at that
11 and be, like, well, I'm not turned on by the guy.
12 The girl's not happy. If I was the guy right now,
13 I would be like, no, no, are you -- are you okay?
14 Do I need to do something different?

15 INV. SMITH: Uh-huh.

16 MR. BRYANT: So in that case I might -- I
17 might keep looking to see, does -- do things
18 change? Is this a buildup to it being, you know,
19 her happy --

20 INV. SMITH: Uh-huh.

21 MR. BRYANT: -- or is this one of the ones
22 that it's, like, no. And so I don't -- aside from
23 masturbation, I don't know that I have a specific
24 fetish beyond the girl happy.

25 INV. SMITH: Uh-huh. Okay. How old is the

1 youngest person that you've looked at on the
2 Internet in a sexual way. And, you know, I think
3 you know what I'm talking about there.

4 MR. BRYANT: Way too young. Way too young.

5 INV. SMITH: How old is too young? Again,
6 just your estimate, what do you think?

7 MR. BRYANT: Two or three.

8 INV. SMITH: Two or three?

9 MR. BRYANT: Yeah.

10 INV. SMITH: Okay. And how did you come
11 across that?

12 MR. BRYANT: Peer-to-peer.

13 INV. SMITH: Okay. Did you -- did you search
14 for a two- to three-year-old female?

15 MR. BRYANT: No.

16 INV. SMITH: Okay. How -- how did that get to
17 you? You know what I mean? How did -- how did
18 you stumble across that?

19 MR. BRYANT: Contained in a file, in -- in one
20 of those packs.

21 INV. SMITH: Okay. Do you remember what
22 the -- what the name of the pack was called? You
23 called it a pack. Is that, like -- is that the
24 terminology that they use?

25 MR. BRYANT: I guess they call it a torrent.

1 INV. SMITH: Okay. I -- I mean, whatever. I
2 don't -- I don't -- I'm not up with the
3 terminology. I'm just trying to make sure I
4 understand. So you got numerous videos, files,
5 whatever, that are -- are they all, like, clipped
6 in together or --

7 MR. BRYANT: Yeah.

8 INV. SMITH: Okay. How did you get that
9 torrent?

10 MR. BRYANT: That one was downloaded from a
11 website, but that -- that particular website is no
12 longer running that service.

13 INV. SMITH: What was the website called?

14 MR. BRYANT: That was 4chan. 4chan.

15 INV. SMITH: 4chan?

16 MR. BRYANT: Chan.

17 INV. SMITH: Chan.

18 MR. BRYANT: It's --

19 INV. EVANS: Number 4 --

20 INV. SMITH: F-O-R or --

21 MR. BRYANT: Number 4.

22 INV. EVANS: C-H-A-N?

23 MR. BRYANT: Yeah.

24 INV. SMITH: 4chan. Is it like four channels,
25 4chan, C-H-A-N? Is that what you --

1 MR. BRYANT: That's -- that's how you spell
2 it, but I don't -- it's -- it's based off a thing
3 based off another thing from Japan.

4 INV. SMITH: Uh-huh.

5 MR. BRYANT: So the name, I don't know --
6 actually, I think it is short for channel, but --

7 INV. SMITH: Okay. I'm just making sure --

8 MR. BRYANT: (Unintelligible.)

9 INV. SMITH: -- I'm understanding you. 4chan.
10 And is -- that was a -- a website --

11 MR. BRYANT: They -- they did at one point
12 have -- well, no, they'd still be open. They --
13 they had multiple services for downloading
14 programs.

15 INV. SMITH: Okay. So you --

16 MR. BRYANT: They are not --

17 INV. SMITH: -- you went onto that site.
18 Let's just -- just use the terminology that I
19 understand. You went to that site and you
20 downloaded --

21 MR. BRYANT: And then --

22 INV. SMITH: -- and you ended up with this
23 file. How -- what -- did -- what did the file --
24 what was the file's name?

25 MR. BRYANT: Tod.

1 INV. SMITH: Tod?
2 MR. BRYANT: Yeah.
3 INV. SMITH: T-O-D-D?
4 MR. BRYANT: Just one D.
5 INV. SMITH: T-O-D?
6 MR. BRYANT: Yeah.
7 INV. SMITH: Was that -- is that short for
8 something or --
9 MR. BRYANT: Short -- probably short for
10 toddler, but I don't know.
11 INV. SMITH: Short for toddler. Okay. Did
12 you search for that --
13 MR. BRYANT: No.
14 INV. SMITH: -- T-O-D?
15 MR. BRYANT: No.
16 INV. SMITH: Well, I mean, how did you --
17 MR. BRYANT: It --
18 INV. SMITH: What made you download it? I
19 don't -- that's what I'm not getting.
20 MR. BRYANT: It was contained in a larger
21 file.
22 INV. SMITH: Okay. What was the larger file's
23 name?
24 MR. BRYANT: CP.
25 INV. SMITH: CP.

1 MR. BRYANT: Yeah.
2 INV. SMITH: And what does CP stand for?
3 MR. BRYANT: Probably child pornography.
4 INV. SMITH: Child pornography. Okay. So you
5 went to this 4chan site and --
6 MR. BRYANT: Saw -- saw the file. Just it
7 happened to be --
8 INV. SMITH: So you didn't have to search?
9 MR. BRYANT: No. I was look- --
10 INV. SMITH: You just --
11 MR. BRYANT: I was looking through -- one of
12 the recent files I uploaded, and it's like, hey,
13 here's this one.
14 INV. SMITH: And it was titled CP?
15 MR. BRYANT: Yeah.
16 INV. SMITH: Which you think means child
17 pornography. And then when -- by the time you
18 downloaded it, there was a file in there called
19 Tod --
20 MR. BRYANT: Yeah.
21 INV. SMITH: -- T-O-D.
22 MR. BRYANT: Yeah.
23 INV. SMITH: And you think probably means
24 toddler. And that age was --
25 MR. BRYANT: (Unintelligible.)

1 INV. SMITH: -- two to three --

2 MR. BRYANT: Yeah.

3 INV. SMITH: -- you said? Okay. And what was
4 going on in that video?

5 MR. BRYANT: She was pleasuring herself.

6 INV. SMITH: Okay, a two- to three-year-old?

7 MR. BRYANT: Yeah.

8 INV. SMITH: Was she alone, or was there
9 somebody else with her?

10 MR. BRYANT: Someone filmed her, but --

11 INV. SMITH: Someone was filming her?

12 MR. BRYANT: Yes.

13 INV. SMITH: Did -- could you hear voices or
14 anything, or --

15 MR. BRYANT: Just very occasional, very
16 occasional voices. It was --

17 INV. SMITH: Do you remember what -- what you
18 heard, what they were saying?

19 MR. BRYANT: Just talking about the situation.

20 INV. SMITH: Were they English voices?

21 MR. BRYANT: English.

22 INV. SMITH: Okay. And what else was included
23 in that -- that file?

24 MR. BRYANT: More than I want to think about,
25 most -- most of which repulses.

1 INV. SMITH: Okay. What of which wasn't
2 repulsive?

3 MR. BRYANT: Masturbation stuff.

4 INV. SMITH: Okay. And how old were the --
5 the -- and I'm assuming these were females?

6 MR. BRYANT: Uh-huh.

7 INV. SMITH: How old were the females that
8 were masturbating that you said wasn't repulsive?

9 MR. BRYANT: Now, when I say it wasn't re- --
10 repulsive, I do want to add in that I still don't
11 feel, you know, good about --

12 INV. SMITH: (Unintelligible.)

13 MR. BRYANT: -- the other stuff.

14 INV. SMITH: You don't think it was okay --

15 MR. BRYANT: No.

16 INV. SMITH: -- right? I understand. But
17 just how -- just give me an idea.

18 MR. BRYANT: Like, one was probably 8. There
19 was another who was 12 to 13.

20 INV. SMITH: Okay. Was there any other actors
21 involved, or was it just -- just the female?

22 MR. BRYANT: There were filmers, but not
23 actors.

24 INV. SMITH: Okay. Okay. That's -- that's --
25 that's one image I think that we've followed

1 through with. What -- what -- what are some other
2 ones that you've come across?

3 MR. BRYANT: It was pretty much more of the
4 same, I think.

5 INV. SMITH: Okay. What -- like, more of the
6 same, like, titles, CP, or, I mean --

7 MR. BRYANT: The title -- the titles could
8 have varied, I think.

9 INV. EVANS: Well, was it always --

10 INV. SMITH: Let's say -- let me -- I don't
11 mean to interrupt you. Let me -- let me -- let's
12 say this. If we're looking for a bad guy, not
13 you, particularly, we're looking for somebody
14 that -- that is really going to get off hurting
15 children and wants to watch those videos, what
16 kind of thing would they be searching for to find
17 them, whether or not you've ever even used the
18 search, or whether you've, you know, downloaded
19 it, you've seen a file on maybe 4chan or something
20 like that, and go and --

21 MR. BRYANT: Somebody wants to get off on
22 hurting kids is what you said?

23 INV. SMITH: Yeah.

24 MR. BRYANT: They would probably start with
25 PTHC. That would -- they're not going to be

1 interested in any of the softcore stuff.

2 INV. SMITH: Right.

3 MR. BRYANT: They would start, at the very
4 least, with -- with that. What else would they
5 use though? I mean, I can't think of a
6 specific -- specific term that would go anywhere.

7 INV. SMITH: Okay.

8 MR. BRYANT: And even with PTHC, the worst you
9 might get is -- unless something -- somebody
10 slipped something in there that you're like, no,
11 that is beyond any -- any reasonable person's
12 definition of what hardcore means in any context,
13 unless it's slipped in, the worst you might see is
14 rough --

15 INV. SMITH: Uh-huh.

16 MR. BRYANT: -- or where the girl is clearly
17 not enjoying it.

18 INV. SMITH: Right. But I'm looking at -- you
19 know, you're saying that you're searching for
20 things like PTHC --

21 MR. BRYANT: At -- at the --

22 INV. SMITH: -- and Lolita.

23 MR. BRYANT: -- first (unintelligible) screen.

24 INV. SMITH: Right. But, yet, you also
25 downloaded something that the title was just CP.

1 MR. BRYANT: Yeah.

2 INV. SMITH: Child pornography.

3 MR. BRYANT: Yeah.

4 INV. SMITH: And I didn't suggest that to you.

5 You told me that's what CP stood for, you know.

6 How did you get there? What -- what other things

7 have you seen? What other things are we going to

8 find on your computer? What else was going on in

9 some of those other files that you downloaded?

10 MR. BRYANT: Some of those files you could see

11 oral, could see full-on sex, could see just

12 stripping.

13 INV. SMITH: Okay. But oral and full-on sex,

14 how old are we talking about?

15 MR. BRYANT: Variable age.

16 INV. SMITH: Okay. I think you -- you should

17 know by now that I'm not really interested in

18 anything -- I'll tell you this -- anything over

19 the age of 16 I'm not really interested in.

20 MR. BRYANT: Okay.

21 INV. SMITH: So you would not get me in your

22 bedroom for anybody over the age of 16, if you

23 understand where I'm coming from.

24 MR. BRYANT: I -- I understand you're --

25 you're talking hypothetical with that one, yeah.

1 I -- I know what you're saying.

2 INV. SMITH: What images, other than -- you've
3 already talked about the one file. And, again,
4 I'm not -- I might not be using the right
5 terminology -- the file that was called child
6 pornography --

7 MR. BRYANT: Yeah.

8 INV. SMITH: -- or CP. In that, there was
9 innumerable, you know, videos, one of which says
10 toddler. How many other of those were there out
11 there that we -- that -- that you've downloaded?

12 MR. BRYANT: Couldn't tell you. Couldn't tell
13 you.

14 INV. SMITH: That many? A lot? Okay. And I
15 can tell by your -- by the way you answered, that
16 that's troubling to you and that you're
17 embarrassed by that, and -- and I get it. I
18 really do.

19 INV. EVANS: Was all your files -- were all
20 your files that you downloaded, the torrent files,
21 were they all in English, or did you have some in
22 other languages, as well, that you remember?

23 MR. BRYANT: There might have been a few in
24 other languages.

25 INV. EVANS: What languages do you -- do you

1 remember seeing?

2 MR. BRYANT: Japanese, Spanish.

3 INV. EVANS: Japanese and Spanish?

4 MR. BRYANT: I'm -- I'm presuming Spanish.

5 INV. EVANS: Okay.

6 MR. BRYANT: I don't know very much. Clearly
7 a Latin or Hispanic type.

8 INV. EVANS: Uh-huh. So it could have been --
9 it could have been Spanish or Portuguese or
10 something like that?

11 MR. BRYANT: Yeah.

12 INV. EVANS: Okay. Do you -- am I going to
13 find a -- and this isn't illegal -- but anime, as
14 well, cartoons?

15 MR. BRYANT: You might -- you'll probably find
16 some cartoons at some point.

17 INV. EVANS: Okay. And what are the cartoons?
18 Is there any particular ones that you favored?

19 MR. BRYANT: Same, same thing. I always
20 preferred to see the female getting pleased.

21 INV. EVANS: Okay. Is there any --

22 MR. BRYANT: Or pleasuring herself.

23 INV. EVANS: -- any particular name of a
24 cartoon I'll come across that I might mistake for
25 something else?

1 MR. BRYANT: They can use some of the same --
2 the same terms, but --

3 INV. EVANS: Okay.

4 MR. BRYANT: -- it -- it's clear --

5 INV. EVANS: Well, once I look at the image,
6 but I'm just talking about in the titles.

7 MR. BRYANT: In the titles you might see any
8 of the -- any of the same names, because with the
9 title -- with the title, they could be like, yeah,
10 it's a 15 and -- and it's a 15-year-old anime
11 character.

12 INV. SMITH: Okay.

13 MR. BRYANT: The way anime goes, could be --
14 could be doing any crazy thing.

15 INV. EVANS: No, I know. I understand that.
16 That's -- but I'm just asking as we're looking at
17 the stuff. I mean, I understand once we look at
18 the image, we'll know. But, I mean, I'm just
19 asking.

20 Let me see where they're at and see if I have
21 to do these returns, Mike, and I'll be right back.

22 INV. SMITH: Okay. And then we just need to
23 go through this room, too, if there's another
24 place we can go to.

25 INV. EVANS: Yeah. I'll have them find

1 another place that we can go to so we can do this
2 room.

3 MR. BRYANT: My mom's going to be pissed.

4 INV. SMITH: Yeah. Does she have any idea?

5 MR. BRYANT: She probably suspected that I was
6 into pornography.

7 INV. SMITH: Yeah. Okay. Well, in that case,
8 I'm glad she wasn't here. You certainly said she
9 -- you said she broke her leg?

10 MR. BRYANT: Yeah. She took a fall on the
11 5th, broke her leg where she had had the hip
12 replacement.

13 INV. SMITH: Uh-huh. How long is she going to
14 be at The Manor?

15 MR. BRYANT: Could be two weeks, could be
16 three months, depending on whether she's able to
17 continue rehab there.

18 INV. SMITH: Well, I'm glad she wasn't home
19 for this.

20 MR. BRYANT: Yeah. I know this is -- this is
21 probably not at all for you to decide, but --

22 MALE SPEAKER: I'm sorry. Is Evans there?

23 INV. SMITH: He stepped out.

24 MALE SPEAKER: Okay.

25 MR. BRYANT: It's funny, because my sister's

1 last name is Evans, so --

2 INV. SMITH: Yeah. We were expecting to find
3 her here today, too, because she listed this as
4 her address.

5 But you were about to tell me something or ask
6 me something.

7 MR. BRYANT: Well, I mean, whatever happens, I
8 really, really want to keep being able to keep
9 from --

10 INV. EVANS: John?

11 MR. BRYANT: Yes.

12 INV. EVANS: Where's the key to the lockbox?

13 MR. BRYANT: The glove box in my car, you
14 mean?

15 MALE SPEAKER: No. There's a lockbox --

16 INV. EVANS: The metal lockbox.

17 MALE SPEAKER: -- a metal lockbox in the hall
18 closet. I'll show you. Hang on.

19 INV. EVANS: We could probably take -- all the
20 other rooms have been searched. We can probably
21 take him over into that room over there.

22 MALE SPEAKER: Come with me, Jonathan.

23 MR. BRYANT: All right.

24 MALE SPEAKER: Right over in the back room
25 there.

1 MALE SPEAKER: Oops, sorry.

2 MR. BRYANT: This one?

3 MALE SPEAKER: Yep.

4 INV. EVANS: Yeah.

5 MALE SPEAKER: Here you go, right here.

6 MALE SPEAKER: That box right there.

7 MR. BRYANT: That box, I don't know where the
8 key to that lock is.

9 INV. EVANS: Okay.

10 MR. BRYANT: Given the fact that
11 (unintelligible).

12 MALE SPEAKER: Do you want them to take that
13 computer up there for Grandma?

14 MALE SPEAKER: Yes. No, I'll take it.

15 MALE SPEAKER: What about all the -- the
16 (unintelligible)? Start loading them up down
17 there?

18 MALE SPEAKER: Is there anything
19 (unintelligible)?

20 MALE SPEAKER: Not just these. I'm talking
21 about there's a crap -- ton of them at the bottom
22 (unintelligible) Grandma's shelves. It looks like
23 family videos.

24 MALE SPEAKER: Yeah.

25 MALE SPEAKER: Do you want to take it?

1 MALE SPEAKER: Give me a second.

2 MR. BRYANT: We got to turn this light off. I
3 think this is the light switch, okay? Not the
4 light, the fan.

5 INV. SMITH: The fan? Okay.

6 MR. BRYANT: I think this is --

7 INV. SMITH: I'd rather have the fan on.

8 MR. BRYANT: You'd rather -- okay.

9 INV. SMITH: Yeah.

10 MR. BRYANT: That's -- that's cool.

11 INV. SMITH: All right. Have a seat.

12 MR. BRYANT: Okay.

13 INV. SMITH: Make yourself comfortable. So
14 you were about to tell me or ask me something, and
15 we keep getting interrupted. You said it's not --
16 it might not be up to me, but --

17 MR. BRYANT: Like, I'm -- I am, of course, the
18 only one here with my mom, and she had the fall.

19 INV. SMITH: Uh-huh.

20 MR. BRYANT: And I'm the only one who's in any
21 sort of condition, who's capable of helping her
22 and taking care of her, so --

23 INV. SMITH: Okay. Where's your sister?

24 MR. BRYANT: She is somewhere in Bluewater.

25 INV. SMITH: In Bluewater. Okay. But

1 that's -- she can come here and help. I mean --

2 MR. BRYANT: Mom would not have her around.

3 INV. SMITH: Mom doesn't like her? Mom has
4 issues with her? Okay. Well, listen, what --
5 what -- the way it works, and Mike already talked
6 a little bit about this with you. He said that
7 when the warrant gets approved --

8 MR. BRYANT: Uh-huh.

9 INV. SMITH: -- and then I would bank on that,
10 okay? There's going to be an arrest warrant
11 issued for you. He's going to call you and let
12 you know.

13 MR. BRYANT: Uh-huh.

14 INV. SMITH: What that gives you the
15 opportunity to do is go and turn yourself in.

16 MR. BRYANT: Yeah.

17 INV. SMITH: And that way, if there's -- you
18 know, you kind of -- if there's a bond associated
19 with it, he'll know that when -- when the warrant
20 gets approved. You can bring that money with you
21 and post your bond and out you go.

22 MR. BRYANT: So I'd be pretty much out the
23 same -- within a few hours?

24 INV. SMITH: Could be. If not -- maybe
25 there's no bond. But, you know, that's -- that's

1 totally up to the judge, okay? Then what would
2 happen is you would be held until first
3 appearance, which is that following morning, okay?
4 So, in theory, if you were to go and turn yourself
5 in at the courthouse at, like, 0600 in the
6 morning, chances are you'd be seen that morning at
7 first appearance. If you did -- if you didn't
8 have money for bond or there was no bond, then
9 you'd be seen at that first appearance, and then
10 at the first appearance the judge would issue the
11 bond, and then you'd be able to bond yourself out,
12 if you're able to, okay?

13 And at that first appearance, that's when you
14 would be able to at least -- I don't know that
15 you're able to give a defense at that point, but
16 if you have a lawyer, at that point he could
17 negotiate the bond. And, certainly, you need to
18 make sure that he under- -- that he is aware that
19 you have an elderly mother who has a broken leg,
20 who just had hip replacement, needs somebody
21 there, and you're the only family member that can
22 help. Okay? And they will take that into
23 account. That's no promises, but they --

24 MR. BRYANT: I mean --

25 INV. SMITH: -- they will take that into

1 account.

2 MR. BRYANT: I imagine that turning myself in
3 does a lot to say that I wouldn't --

4 INV. SMITH: It certainly does.

5 MR. BRYANT: -- exactly flee the court.

6 INV. SMITH: It certainly does. Again, that
7 just shows that -- I've never heard anyone's case
8 get hurt by them cooperating, okay? Certainly,
9 you're under no obligation to cooperate, but --

10 MR. BRYANT: I -- yeah.

11 INV. SMITH: -- it's definitely -- it
12 always -- it doesn't -- it never hurts your case.

13 MR. BRYANT: I imagine you all like to
14 incentivize cooperation.

15 INV. SMITH: I wish I could. I wish I could
16 incentivize, you know, but we can't. The -- and
17 the judges just are -- are going to be objective,
18 as they are, and -- and, you know, your -- your
19 lawyer, what he's going to do is he's going to
20 look at our search warrant, did we follow the law
21 to -- to come in and search your stuff. And, you
22 know, because at the bottom line, the -- the
23 stuff's there.

24 MR. BRYANT: Yeah.

25 INV. SMITH: You know, it's not like a defense

1 attorney's going to make that go away. What he's
2 going to do is he's going to make sure that we
3 followed the proper steps. That's what -- that's
4 what lawyers do. And, you know, so --

5 MR. BRYANT: Now, having -- having already
6 been to the point where we've talked to the point
7 where I don't think shutting up now is going to
8 alter the flow of events, do you think my lawyer's
9 going to kick my butt for saying things, for not
10 just keeping silent the whole time?

11 INV. SMITH: Any lawyer will tell you don't
12 talk to the police. It makes their job easier
13 when you don't talk.

14 MR. BRYANT: Uh-huh.

15 INV. SMITH: But it doesn't -- again, I've
16 been a cop a very long time. I know this. I know
17 this as well as I know the back of my hand.
18 Innocent people act innocent and guilty people act
19 guilty. And if you -- if -- if we walked in here
20 and you would have said, I'm not speaking to you,
21 you all can kiss my tail, I want a lawyer, you
22 would have told me everything already. And I
23 asked you no questions that we couldn't already
24 prove, you know.

25 What it does to me, and I mean this when I

1 said it, it tells me that you're a human. It
2 tells me that -- that you're a -- a -- a
3 functional member of society. You may have made
4 mistakes, you've had shortcomings, and you're
5 aware of them. And even before we walked through
6 the door, you were convicted by them and wanted to
7 change.

8 There are people out there that aren't that
9 way. There are people out there that are like,
10 this is the way I am and, yep, you're going to
11 need to lock me away for ten years, that's fine.
12 Ten years and one day I'm going back out and I'm
13 going to do the exact same thing again. And, you
14 know, that's why there will always be us, because
15 there's always going to be a them.

16 And so I don't put you in that category. I
17 really don't. You've made some mistakes and
18 you're going to have to answer for them. That's
19 what men do. Men have to answer for them -- for
20 themselves. And, you know, the fact that you're
21 contrite, the fact that, you know, that you
22 cooperated, I think, anyway, is going to do
23 nothing but help you in the long run, because,
24 again, talking about the questions with the
25 lawyers, we didn't -- you didn't even need to be

1 here. We came up, knocked on the door. If there
2 was nobody here, you saw the tools we had. We're
3 coming in, and we're taking everything, and we
4 would have left a little slip of paper on your
5 front door saying, hi, we were here, we'll be
6 back. And so, you know, that's it, for what it's
7 worth.

8 MR. BRYANT: It -- since it sounds like this
9 is probably going to wind up in a -- wind up with
10 me answering for things --

11 INV. SMITH: Uh-huh.

12 MR. BRYANT: -- are -- are you going to be at
13 the -- are you going to be there for that, or --

14 INV. SMITH: No, I probably won't be. Well,
15 I -- I certainly will be in the process. Your --
16 your lawyer will talk to me, I'm sure.

17 MR. BRYANT: Because, I mean, of course --

18 INV. SMITH: If you get one, I'm saying. Even
19 if you get a public defender, they'll --
20 they'll -- they'll talk to me at some point in the
21 game.

22 MR. BRYANT: Well, of course, the lawyer's
23 going to want to have a final say in this, but it
24 sounds like you would be able -- it sounds like
25 you would make a good case for my character in the

1 matter. I don't know if that ever happens.

2 INV. SMITH: Well, no. I -- I -- I don't have
3 that kind of opportunity. But what I do is we
4 will -- we will write a report of what we
5 discussed today.

6 MR. BRYANT: Uh-huh.

7 INV. SMITH: We will write a report about what
8 we discussed today, and in that report I will
9 articulate, in very clear fashion, that you said
10 that you downloaded a file that was titled CP.
11 You understood that to be child pornography. In
12 that file you found a file called T-O-D. You
13 described that as probably meaning toddler. They
14 were involved in sexual activity, masturbating,
15 while somebody was filming and giving them
16 instructions.

17 Jonathan then went on and explained that when
18 he downloaded this, it repulsed him, that this was
19 something that he was not interested in, and
20 pushed it to the side or deleted it, and, you
21 know, this is something that he's feeling very
22 sorry about. And, you know, the -- the -- the
23 issue is -- you know, and I guess -- I don't want
24 to say it's a double-edged sword, because I don't
25 think it is, but it's -- that might be a decent

1 analogy. You confessed to owning the -- the --
2 the child pornography, okay?

3 MR. BRYANT: My lawyer --

4 INV. SMITH: I still have to prove that you
5 did, but you confessed to owning it. But, at the
6 same time, you explained that, yeah, I downloaded
7 it, I saw what it was, I drew no pleasure from it
8 and deleted it, you know. If you had -- if you
9 had never said anything about it and just said,
10 I'm not talking -- because that's your right. You
11 don't have to talk. We've already explained that:
12 No, I'm not answering. I find that -- that on
13 your computer, that puts you in a completely
14 different category of people to me, you know. No,
15 I'm not talking; you prove your case.

16 Okay. I already have. We already have. You
17 know, we didn't just pick your house at random.
18 We knew the Internet traffic coming in and out.
19 We knew exactly what files were being downloaded.
20 And that's what brought us here. We've already
21 been to a judge. That's how we get a search
22 warrant.

23 We take all that -- that the -- these are the
24 files, Your Honor, that have -- that -- this IP
25 address has downloaded. We know that there's an

1 elderly woman that lives there, and we know
2 there's a young man that lives there. And the
3 judge says, go find out.

4 And so that -- that's how we got here. And,
5 again, if you had refused to explain yourself, it
6 would have just made me think this is potentially
7 a monster. I don't think you are. I really
8 don't.

9 I think you are in -- you are in need of some
10 counseling. You are in need to talk to somebody
11 and -- and somebody that is a professional,
12 somebody that's trained that can, you know, walk
13 you down this road, just like an alcoholic goes
14 to, you know, one example, Alcoholics Anonymous,
15 and talks to people that are -- that were, at one
16 point in their life, drunks, or at one point in
17 their life had struggled with some sort of an
18 addiction. They've been down the road. They know
19 what it's like. They've seen the pitfalls. They
20 know what the draw is. They know how powerful
21 that draw is. And they don't look at you as a
22 different type of a person. You're just a person
23 that has an issue, and they had the same issue at
24 one point, and they can help you through that. I
25 know there are support groups for that.

1 And, again, I keep using churches. Number
2 one, I'm a Christian. But, number two, I know
3 they'll do it for free. I know they love helping
4 people.

5 MR. BRYANT: Oh.

6 INV. SMITH: So that's important, and that's
7 what I would really suggest you -- that you get
8 involved in is some sort of a -- an intervention
9 program, you know, for people that struggle with
10 sexual addiction or struggle with pornography,
11 pornography issues. And it's got to be somebody
12 that knows what they're doing, because anybody on
13 the Internet, anybody in -- in -- in your world,
14 in the gaming world, is just going to tell you,
15 oh, you're -- there's nothing wrong with you,
16 you're just like everybody else, no problems. And
17 I'm not saying there's something wrong with you,
18 but, you know, the things that you were getting
19 into had gone too far. You know, you -- you've
20 said that, not me. They've gone too far.

21 And I meant what I said earlier, Jonathan,
22 it's no different -- drugs are the exact same way.
23 You get high one time, and you spend the rest of
24 your life trying to relive that high, that first
25 high, and it's never the same. Each -- the next

1 time you do it, it's not -- and you know it with
2 the pornography. The stuff that turns you on when
3 you were 15 doesn't turn you on anymore. Am I
4 wrong?

5 MR. BRYANT: I mean, the masturbation thing
6 has always turned me on, but --

7 INV. SMITH: Yeah.

8 MR. BRYANT: But I -- I do see what you're
9 getting at.

10 INV. SMITH: But you didn't -- when you first
11 started masturbating, you didn't go on the
12 Internet looking at --

13 MR. BRYANT: No.

14 INV. SMITH: -- things titled --

15 MR. BRYANT: No, I didn't.

16 INV. SMITH: -- CP. So, you know -- and
17 that's what I mean by that, is that it -- it's
18 a --

19 MR. BRYANT: It's a -- it's a road that's --

20 INV. SMITH: It's a progressive --

21 MR. BRYANT: You stumble upon something.
22 You're like, huh, what's this all about?

23 INV. SMITH: Yeah. And you can think, you
24 know, you can get it into your mind that I'm not
25 hurting anybody, you know. And, you know, it's,

1 like, I'm not out violating a child; I'm just
2 looking at a video. And that's a lie. You know,
3 that child was -- was molested. That child was
4 raped, potentially. That child, you know -- and I
5 mean, I -- and I've seen that stuff. I've seen
6 where these guys are trading videos of children
7 being raped repeatedly, and trading videos with
8 each other. Oh, look what I just found.

9 MR. BRYANT: Uh-huh.

10 INV. SMITH: And, eventually, I've seen those,
11 I've seen that. That doesn't do it for me
12 anymore. I don't want -- I want to see a new one.
13 I want to see the -- the -- the first time this
14 has happened.

15 So then you've got people -- we just worked a
16 case not too long ago where there was a woman in
17 Mary Esther that was raping her daughter on camera
18 for guys on -- in the Internet that were viewing
19 it live.

20 MR. BRYANT: Wow.

21 INV. SMITH: And, you know, she didn't start
22 out that way. She started out as a stripper --

23 MR. BRYANT: Wow.

24 INV. SMITH: -- and then started justifying
25 it. And it's -- again, it's that progression.

1 And -- and, again, I want to make sure that
2 that -- that you don't get that deep again.
3 You've been deep in some of that stuff. I want to
4 make sure that you get pulled out of it and that
5 you don't go back into it again. How old are you?
6 MR. BRYANT: 26.
7 INV. SMITH: 26 years old. Yeah, so you're --
8 you're young enough to turn around. It's not too
9 late for you. You stand up, you answer for this.
10 MR. BRYANT: (Unintelligible.)
11 INV. SMITH: Stand up and answer for this, and
12 then take your licks and live your life again.
13 INV. EVANS: Hey --
14 MR. BRYANT: That -- that brings up an
15 interesting point, but I'll let him go first.
16 INV. EVANS: Yeah, because I'm -- we're trying
17 to get out of your hair here. I got a quick
18 question. When we did the -- the live download,
19 we found the BitTorrent, the GigaTribe.
20 MR. BRYANT: GigaTribe?
21 INV. EVANS: Uh-huh. You might have
22 downloaded it.
23 MR. BRYANT: That -- you know, there were
24 some -- there were -- I'm pretty sure there were
25 probably some viruses on that laptop

1 (unintelligible).

2 INV. EVANS: Okay. Did you have any passwords
3 or anything on there so we don't destroy anything
4 when we go through the laptop? Because when I do
5 the password break, it can -- I don't want to, you
6 know -- we can do a password break, and it can
7 screw stuff up. So do you have any passwords or
8 anything like that that we need to worry about?

9 MR. BRYANT: You mean --

10 INV. EVANS: For going into GigaTribe or into
11 the BitTorrent.

12 MR. BRYANT: Oh, into those files?

13 INV. EVANS: Yes.

14 MR. BRYANT: No.

15 INV. EVANS: Okay. So do you have anything
16 encrypted?

17 MR. BRYANT: Not that I'm aware of.

18 INV. EVANS: Okay. Do you have any passwords
19 or anything?

20 MR. BRYANT: Just the default to log into the
21 computer.

22 INV. EVANS: What's the default to log in?

23 MR. BRYANT: You're -- I presume you're taking
24 both computers?

25 INV. EVANS: I'm taking -- yeah, I'm taking

1 all the computers.

2 MR. BRYANT: Okay. So for the laptop --

3 INV. EVANS: Uh-huh.

4 MR. BRYANT: -- this is -- this is really

5 hitting me with some -- with some shame,

6 considering the contexts. Revival. Just --

7 INV. EVANS: Revival?

8 MR. BRYANT: -- capital R and then the rest of
9 the word.

10 INV. EVANS: Just spell it for me the way you
11 spell it, okay?

12 MR. BRYANT: E -- lower case e.

13 INV. EVANS: Uh-huh.

14 MR. BRYANT: All lower case from here.

15 INV. EVANS: Uh-huh.

16 MR. BRYANT: v-i-v-a-l.

17 INV. EVANS: Okay. And --

18 MR. BRYANT: Capital R and then lower e-v --

19 INV. EVANS: Got it. That's for the laptop,
20 right?

21 MR. BRYANT: Yes.

22 INV. EVANS: What about your desktop?

23 MR. BRYANT: Capital A.

24 INV. EVANS: Uh-huh.

25 MR. BRYANT: And then lower case, it's Agent

1 Kong, but it's all one word, g-e-n-t-k-o-n-g.

2 INV. EVANS: Lower case k, right?

3 MR. BRYANT: Yeah.

4 INV. EVANS: Okay. Yeah. What about
5 Grandma's desktop -- I mean, your mom's desktop?

6 MR. BRYANT: She has a password. It's written
7 down somewhere, but I -- she wrote it down
8 primarily so that if something should happen to
9 her, I would have access to her things. I can go
10 in and update and say, hey, I passed on.

11 INV. EVANS: Do you know where that password
12 is written down?

13 MR. BRYANT: I think there's an envelope. It
14 might be on that seashell in my room --

15 INV. EVANS: Uh-huh.

16 MR. BRYANT: -- but it might be -- have fallen
17 behind.

18 INV. EVANS: Okay.

19 MR. BRYANT: But I think there's an envelope
20 with all of her passwords.

21 INV. EVANS: What about the computer in there?

22 MR. BRYANT: I think there's a password, but I
23 don't -- there might not be, at this point.

24 INV. EVANS: Okay. Well, that's all right.
25 Don't worry about it. And that's because --

1 MR. BRYANT: If you break -- if you hurt --
2 INV. EVANS: (Unintelligible.)
3 MR. BRYANT: -- a file on there, that
4 computer's hurt enough as it is.
5 INV. EVANS: Okay.
6 MR. BRYANT: I don't think there's --
7 INV. EVANS: I'm not -- I'm not really worried
8 -- I mean, it -- it -- it's rare when it happens.
9 MR. BRYANT: Okay.
10 INV. EVANS: Rare, rare, rare, but I like to
11 be prepared.
12 MR. BRYANT: This is just for ease of access
13 mainly?
14 INV. EVANS: That's all it is. I mean, you've
15 been front -- forward with us. I mean, if you
16 hadn't been so forward with us, I probably
17 wouldn't even come and asked. You know what I'm
18 saying?
19 MR. BRYANT: Yeah.
20 INV. EVANS: So you've been open and honest
21 with us. That's why I'm -- why I just came and
22 asked you.
23 MR. BRYANT: Yeah.
24 INV. EVANS: So let me finish up with the
25 paperwork out here, and then we'll -- we'll be

1 getting out of here, okay?

2 MR. BRYANT: Okay.

3 INV. SMITH: You said you had a question.

4 MR. BRYANT: Let me -- let me try to pick my
5 train of thought back up. It's -- it's not a
6 chronic thing, but I do have short-term
7 forgetfulness, not memory loss, just
8 forgetfulness, but -- what -- what were we talking
9 about before? Oh, you -- you want me to, like,
10 stand -- get help --

11 INV. SMITH: To stand up and move on.

12 MR. BRYANT: -- get -- turn this train around,
13 take my licks, that sort of thing, move on. Do I
14 have a future? Because --

15 INV. SMITH: Absolutely.

16 MR. BRYANT: Because, I mean, some of the
17 stories you hear about stuff like this are pretty
18 terrifying.

19 INV. SMITH: Yeah. And I would -- I would say
20 that the terrifying ones are mostly BS. You're
21 only hearing half the story. What -- this is not
22 something -- this is not a life-ending event, not
23 at all. You've got no criminal record, right?

24 MR. BRYANT: Right.

25 INV. SMITH: Never been involved in any kind

1 of a sex crime or anything like that. You know,
2 the -- the judge is going to be very concerned
3 about this, but all that's going to be taken
4 into -- in -- into effect. This, in no way, is
5 going to change -- I shouldn't say change. This,
6 in no way, is going to let you not have a normal
7 life, okay?

8 This is something that is serious. I mean,
9 there's no doubt about it. And, you know, it
10 should have been caught a few years back, but it
11 wasn't, you know. At the end of the day, you're
12 an adult and you made decisions. And regardless
13 of what the outcome is, you need to stand up and
14 move on. But the -- there are people out there
15 that can help you. Yeah, that -- I thought we had
16 a child --

17 MR. BRYANT: That's --

18 INV. SMITH: -- in here when I -- we came to
19 the door.

20 MR. BRYANT: That's my bird. He's -- he's not
21 sure what's going on, but --

22 INV. SMITH: I heard that voice and I thought
23 we had a small child in the house, and I was like,
24 oh, boy.

25 MR. BRYANT: Oh, no. What are we going to

1 find in that child's DNA swab, right?

2 INV. SMITH: Well, yeah, no, not so much as
3 that, but I was just assuming --

4 MR. BRYANT: Uh-huh.

5 INV. SMITH: Again, I was assuming this was
6 just a normal person surfing the Internet kind of
7 a case. And so I was -- but I was assuming, we're
8 coming through the door, big heavy guys, a lot
9 of --

10 MR. BRYANT: Because --

11 INV. SMITH: -- equipment, and when there's a
12 4-year-old --

13 MR. BRYANT: Because one of the --

14 INV. SMITH: -- standing in the drive -- or
15 standing in the hallway.

16 MR. BRYANT: Because one of the four people in
17 here has a criminal record and --

18 INV. SMITH: Yeah.

19 MR. BRYANT: Yeah, that's --

20 INV. SMITH: So -- but, anyway, do you go to
21 church?

22 MR. BRYANT: Yes.

23 INV. SMITH: Okay. What church do you go to?

24 MR. BRYANT: Rocky.

25 INV. SMITH: Rocky.

1 MR. BRYANT: I -- if possible, I would prefer
2 that -- that -- they don't need any of the -- any
3 of the --

4 INV. SMITH: They won't.

5 MR. BRYANT: -- fallout from this.

6 INV. SMITH: No, of course not.

7 MR. BRYANT: If you -- several years back
8 there was -- there was an incident where one of
9 the people at that church was accused, not proven,
10 but accused of molesting a child, and the paper
11 wrote the article in a way to mention the church
12 as much as possible.

13 INV. SMITH: Right.

14 MR. BRYANT: And they don't -- they don't need
15 anymore backlash. They really don't.

16 INV. SMITH: I understand.

17 MR. BRYANT: They had nothing to do with it.

18 INV. SMITH: But what you need to do, and I
19 would advise you -- I'm a deacon in my church,
20 okay?

21 MR. BRYANT: Oh, wow.

22 INV. SMITH: I would advise you today, as we
23 walk out the door, to get on the phone with the
24 pastor and: I need to come talk to you. I know
25 you're busy. You need to make room for me. I

1 need to speak to you. I've got something that
2 just happened. It's been going on for a while, I
3 need to get it off my chest, and I need you to
4 help me. Pastors love helping people. And get on
5 his schedule and get in there.

6 Come on in.

7 MALE SPEAKER: (Unintelligible) get this thing
8 off (unintelligible) here.

9 INV. SMITH: Sure.

10 MALE SPEAKER: Missing one.

11 INV. SMITH: But, like I said, I would do that
12 this morning. How involved are you -- and, again,
13 this is not in -- this will not go in the report.
14 This is nobody's business but yours, but --

15 MR. BRYANT: Have it -- have it --

16 INV. SMITH: Is this somebody that -- is he
17 going to know you when you call?

18 MR. BRYANT: Yes, he is -- he's -- he's going
19 to know me. He's not going to know anything about
20 this.

21 INV. SMITH: Well, I hope not.

22 MR. BRYANT: Well, yeah, I guess that's true.
23 If he had known something about -- like, if it was
24 just regular porn, of course, he would have kept
25 it confidential, I'm sure.

1 INV. SMITH: Yeah.

2 MR. BRYANT: If he'd known about this, he
3 would have notified the police.

4 INV. SMITH: Sure he would have.

5 MR. BRYANT: I know he would have. He's that
6 sort of man. It'll be ironic if he calls you
7 after I talk with him, but --

8 INV. SMITH: Tell him we're already here.

9 MR. BRYANT: They're -- they're already here.
10 You can --

11 INV. SMITH: Yeah. And, in fact, I'll give
12 you my card --

13 MR. BRYANT: You know --

14 INV. SMITH: -- so that he's -- so that he
15 understands that we're already on the job, we're
16 already investigating it, and it's just a matter
17 at this point of you need a counselor, and you
18 need somebody that you can talk to about this, you
19 need a program. You need, you know, something to
20 make sure that this -- you don't get on this train
21 again, because it doesn't end well. It doesn't.

22 You are -- like I said to you earlier, you are
23 on it -- a train track. That -- that train
24 follows that track. Unless it stops, it's
25 following that track. And at the end of that

1 track, you're going to be doing things that are
2 right now turning your stomach.

3 MR. BRYANT: That's -- that's a horrifying
4 thought, that I could lose myself like that.

5 INV. SMITH: Well, I mean --

6 MR. BRYANT: But --

7 INV. SMITH: That's -- that's the way it
8 works. And it's not just with porn. It's the
9 exact same thing with drugs. You see -- you see
10 women on the side of the road selling their body
11 for drugs. They didn't start out that way. They
12 started out, well, this is going to be fun, let
13 me -- you know, I really enjoy doing this. This
14 isn't hurting anybody. This is just me smoking a
15 joint. Next thing you know, they got three kids
16 from five different fathers, that are living in
17 a -- a rat-infested trailer with the one guy that
18 will allow them to sleep there, and he puts her
19 out on the street giving blow jobs for \$5 so that
20 he can keep the Internet going so he can jerk off
21 to porn.

22 That's what happens. And that's the best case
23 scenario. And that's the train that we're on.
24 You either stop that train -- and Jesus is the
25 only one that's going to do it -- or we'll --

1 we'll follow you again and we'll find you again.
2 So that's what it is. I would get on the phone
3 today.

4 INV. EVANS: Okay. This is the service return
5 of everything we took with us. It's generic,
6 okay?

7 MR. BRYANT: Okay.

8 INV. EVANS: So it's like when we say digital
9 cameras, it's three computers, we just put the
10 number on them. It's all digital media.

11 MR. BRYANT: Okay.

12 INV. EVANS: Okay? To include your phone.

13 MR. BRYANT: To include my phone? Oh.

14 INV. EVANS: Yes.

15 MR. BRYANT: So if I get a text on that
16 phone -- so one of the first things I need to do
17 is call my mom and tell her not to bother texting
18 my phone.

19 INV. EVANS: Well, yeah, you need to talk to
20 your mom, okay?

21 MR. BRYANT: ASAP, as well, for obvious
22 reasons.

23 INV. EVANS: Okay.

24 INV. SMITH: Yeah.

25 INV. EVANS: But I'll give you -- it's in my

1 folder out there. And I apologize. I -- I left
2 it out there. I'll give you one of my cards, too,
3 okay?

4 This isn't -- I'll -- I'm going to -- I'm
5 just -- we're -- we've been straight up --

6 INV. SMITH: I'm just going to use your pen,
7 and just write -- write it on the back of that
8 card, if you want.

9 INV. EVANS: Okay.

10 INV. SMITH: Just write Michael Evans.

11 INV. EVANS: This isn't something that we're
12 going to -- I -- I'm not going to turn around next
13 week and tell you you got a warrant. This is
14 something that takes a little time.

15 MR. BRYANT: Okay.

16 INV. EVANS: Okay?

17 INV. SMITH: What's your phone number, Mike?
18 Do you want to use the office phone or --

19 INV. EVANS: Just use the office phone.

20 INV. SMITH: 609-2000. That's normal office
21 hours somebody that will answer that phone, okay?
22 And you just ask for, I need Investigator Evans,
23 and she'll put you through to his voicemail.

24 INV. EVANS: Okay. I -- it -- it's going to
25 take a little bit of time.

1 INV. SMITH: And I did tell him that you're
2 going to call him if --

3 INV. EVANS: Yeah. I need to get your --

4 INV. SMITH: -- if and when --

5 INV. EVANS: -- number. I need to get the
6 number to the house so I can call you. We'll get
7 that when --

8 MR. BRYANT: Okay.

9 INV. EVANS: -- when I walk out there and get
10 my pad. So it's going to take a little time. So
11 it might take two or three weeks to go through the
12 stuff and then go through the process of sending
13 it to the State Attorney and to the judge and
14 stuff like that, okay?

15 Once everything's done, the stuff that I can
16 give back to you -- to you guys, I'll call you and
17 go, okay, the property that I -- we can give back
18 to you, I've already sent to evidence, you can
19 come get it, okay?

20 MR. BRYANT: Okay.

21 INV. EVANS: Like, say, your phone only has
22 normal pornography on it --

23 MR. BRYANT: Uh-huh.

24 INV. EVANS: -- everyday normal pornography,
25 no child pornography, nothing like that, I can

1 give your phone back to you.

2 MR. BRYANT: Okay.

3 INV. EVANS: Okay? The stuff that has the
4 child pornography on it, by law I can't give it
5 back to you. It has to be destroyed, okay? So
6 I'm just giving you a heads-up, when I say you can
7 come get your stuff, if there's something there
8 that you -- you're not getting, that's the reason
9 why. I don't want you to -- I mean, like I said,
10 we're being upfront here, so I'm letting you know,
11 okay? So, like, your -- like, your -- your mom's
12 computer out front --

13 MR. BRYANT: Uh-huh.

14 INV. EVANS: -- that has just normal
15 pornography on it and nothing else, come get it.

16 MR. BRYANT: All right.

17 INV. EVANS: Okay.

18 MR. BRYANT: I will be surprised if that has
19 any at all, but --

20 INV. EVANS: Well --

21 MR. BRYANT: -- yeah.

22 INV. EVANS: -- I mean, but I'm --

23 MR. BRYANT: But I understand.

24 INV. EVANS: -- just giving you an example.

25 MR. BRYANT: I understand.

1 INV. EVANS: Okay?

2 MR. BRYANT: I understand.

3 INV. EVANS: Anything that's illegal, I can't
4 give back to you, by law.

5 MR. BRYANT: I guess that -- that makes sense.

6 INV. EVANS: Okay? So I'm -- I'm just letting
7 you know.

8 MR. BRYANT: Okay.

9 INV. EVANS: Okay? Now, if you have any other
10 questions, you feel free to call me, okay? I will
11 answer your questions to the best I can. So, I
12 mean, if -- if you're wanting to know where
13 everything's at and everything, I'll tell you,
14 hey, it's with the State Attorney and the judge,
15 I -- it -- you know, that type of stuff. So --

16 MR. BRYANT: Well, I'll -- I'll have some
17 questions when you're done, but --

18 INV. EVANS: No. Go ahead. No. What you
19 got?

20 MR. BRYANT: Well, considering that we
21 probably all know where this case is going to
22 go -- that's a voice recorder, isn't it?

23 INV. SMITH: Yes.

24 MR. BRYANT: Okay. That's -- that kind of
25 shows where my mind was the whole time.

1 INV. SMITH: Oh, I didn't realize?

2 INV. EVANS: Yeah.

3 INV. SMITH: We record everything. It's much
4 easier than us taking notes. That way, I don't
5 have to sit and write down everything you say.

6 MR. BRYANT: That -- that's cool. If I did
7 that in my classes, maybe I would have graduated
8 sooner.

9 INV. SMITH: There you go.

10 MR. BRYANT: But that's --

11 INV. SMITH: They're pretty cheap now. You
12 can buy them.

13 MR. BRYANT: But that's actually -- actually,
14 ironically, that was the point I was going --
15 going to next, was I haven't paid for my classes
16 in the fall. Do you think I should bother putting
17 those on hold or -- like, do you think that it's
18 likely this will wind up with me doing community
19 service, that sort of thing, or do you --

20 INV. EVANS: I can't answer that question.

21 INV. SMITH: Yeah, we really can't. I -- I
22 mean, I wish I could. All I can tell you is
23 you've cooperated with us. You've got no criminal
24 history at all. You're appearing contrite.
25 You're sorry about what you've done. You're

1 actively going to be seeking counseling for this.
2 All that's going to be in your favor. But,
3 ultimately, that's up -- that's the judge that
4 makes that kind of decision, not us.

5 INV. EVANS: And that comes through a judge,
6 yeah. And I -- we apologize. We can't say what a
7 judge is going to say or not say, because that
8 would -- again, you -- if you don't -- you're not
9 lying to us, we're not going to lie to you.

10 MR. BRYANT: Right.

11 INV. EVANS: Okay?

12 MR. BRYANT: That's fair.

13 INV. EVANS: So -- and I'm going to tell you
14 right now that we can't tell you that, because
15 that would be a lie. And if we tell you -- I
16 can't tell you -- again, I can't tell you if
17 there's a -- going to be a bond. I can't tell you
18 what -- what a bond is or anything like that until
19 a judge makes a -- a decision on anything.

20 MR. BRYANT: Okay.

21 INV. SMITH: But like I already told you, we
22 probably will know what your bond is when the
23 warrant's approved, probably. Not always, but
24 usually we'll know and we'll be able to give you
25 that information on the phone.

1 MR. BRYANT: Now, have there been times when
2 the judges who are likely to get this have been,
3 like -- have decided, this -- this is a serious
4 matter, but I think with proper counseling and
5 community service, the train can be turned around,
6 and they show leniency like that? Have there been
7 cases, or does this always end with them taking a
8 -- a stint?

9 INV. SMITH: I am trying to remember the last
10 case that -- that I worked. I want to say -- and,
11 again, I'm not certain, but I do remember -- I
12 want to remember -- if I remember correctly, it
13 was he got five years' probation.

14 MR. BRYANT: Five years' probation.

15 INV. SMITH: Uh-huh. And he had volumes of
16 child pornography. But, again, that's just --

17 MALE SPEAKER: We're done.

18 INV. EVANS: Okay.

19 INV. SMITH: That's just -- you know, that's a
20 question for -- for you to discuss with the --
21 with the judge, with the lawyers, all that kind of
22 stuff, okay?

23 MALE SPEAKER: Mike --

24 MR. BRYANT: As much as I would prefer this
25 hadn't happened -- as much as I would prefer that

1 the train never started to begin with --

2 INV. SMITH: Right.

3 MR. BRYANT: -- what I want -- what I want
4 most of all is to be able to -- well, finish my
5 education would be great, but, most of all, to
6 take care of my mother.

7 INV. SMITH: Yeah.

8 MR. BRYANT: That and -- that --

9 INV. SMITH: I gotcha.

10 INV. EVANS: Jonathan, what's the house number
11 here?

12 MR. BRYANT: 850-678-2948.

13 INV. EVANS: Okay. And that's the return,
14 okay?

15 INV. SMITH: And that also is going to be
16 filed at the court.

17 INV. EVANS: Yeah, and we'll file that at the
18 court, okay?

19 MR. BRYANT: Okay.

20 INV. SMITH: Last questions? Anything else
21 before I leave?

22 MR. BRYANT: Aside from calling -- calling the
23 people you mentioned, my mother, is there anything
24 you'd recommend I do in the meantime?

25 INV. SMITH: Just what I told you. Get on the

1 phone to your mom. Let her know what you feel she
2 needs to know. And get on the phone with the
3 pastor and tell him everything. And don't
4 sugar-coat it, don't BS him, don't sit there and
5 backpedal and go, it's not that bad. You tell him
6 the truth. You tell him what -- what -- what
7 you're dealing with, and let him help you, okay?

8 MR. BRYANT: All right.

9 INV. SMITH: Jonathan, I wish you well.

10 MR. BRYANT: Thank you.

11 INV. EVANS: I do, too.

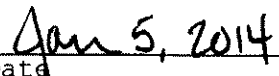
12 MR. BRYANT: Thank you.

13 (WHEREUPON, the interview was concluded.)
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CERTIFICATE OF TRANSCRIPTION

I, Nancy L. Boyce, do hereby certify that the foregoing pages are a transcription of the digital recording of the interview of **JONATHAN ARN BRYANT**, taken by Investigator Michael Evans and Investigator Michael Smith, at 518 22nd Street, Niceville, FL 32578.


Nancy L. Boyce, Transcriptionist


Date