

United States District Court

DISTRICT OF NORTH DAKOTA

UNITED STATES OF AMERICA

V.

CRIMINAL COMPLAINT

CASE NUMBER: 4:13-mj-181

MICHAEL THOMAS SACKETT

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about October 13, 2013 in Williams County, in the Northwestern District of North Dakota defendant(s),

knowingly attempted to recruit, entice, harbor, transport, provide, obtain and maintain by any means, in and affecting interstate or foreign commerce, "Jane Doe", knowing and in reckless disregard of the fact that "Jane Doe" had not attained the age of 18 years and that "Jane Doe" would be caused to engage in a commercial sex act.

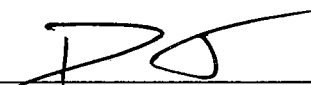
in violation of Title 18 United States Code, Section(s) 1591 and 1594(a)

I further state that I am a(n) Special Agent with HSI And that this complaint is based on the following facts: SEE ATTACHED AFFIDAVIT.

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

Sworn to before me and subscribed in my presence,

October 15, 2013
Date
Charles S. Miller Jr., Magistrate Judge
Name & Title of Judicial Officer



Signature of Complainant
Darrik Trudell
Special Agent, Homeland Security
Investigations

Signature of Judicial Officer

at Bismarck, North Dakota
City and State

AFFIDAVIT OF PROBABLE CAUSE

I, Darrik Trudell, being duly sworn, state the following is true and correct to the best of my knowledge and belief:

1. Your Affiant is a Special Agent with the U.S. Department of Homeland Security, Homeland Security Investigations (HSI) assigned to the office of the Resident Agent in Charge, Minot, North Dakota and have been a federal criminal investigator since March 2007. Your Affiant has a Bachelor of Social Work from Minot State University, Minot, ND, and has successfully completed the Criminal Investigator Training Program at the Federal Law Enforcement Center in Glynco, Georgia, the HSI Special Agent Training Academy and the United States Secret Service (USSS) Special Agent Training Program. Prior to his employment with HSI, your Affiant was a Special Agent with the USSS for four plus years.

2. As a Special Agent, your Affiant is charged with the responsibility of conducting criminal investigations regarding violations of the federal immigration and customs laws. This includes investigations regarding human trafficking; including the trafficking of minors for commercial sexual acts.

3. This affidavit is being submitted for the limited purpose of seeking a criminal complaint. Thus, your Affiant has not set forth every fact resulting from the investigation; rather, your Affiant has set forth only those facts necessary to establish probable cause to believe that a violation of Title 18 United States Code, Section 1591 has occurred.

4. From on or about October 9, 2013, to on or about October 14, 2013, Homeland Security Investigations Special Agents and law enforcement officers assigned to the North Dakota ICAC (Internet Crimes Against Children) Task Force were conducting an on-line undercover operation to identify persons who attempt to purchase children for commercial sex.

5. On October 10, 2013, at approximately 1106 hours the following advertisement was placed by task force investigators on the website Backpage.com at (<http://mot.backpage.com/post/3881045/00423759>) in an undercover capacity. The advertisement was as follows:

TREAT YOURSELF! YOU DESERVE IT!!!

You've worked hard all week! Now it's time to treat yourself to my newest young talent. Let these girls relieve the stress of your work week. They're open minded. \$serious\$ inquirei\$ only. Text for pics 7twoO-4six6-5549

6. On October 12, 2013 at approximately 2049 hours a response to the above mentioned advertisement was received from telephone number +17015954136, the following is the correspondence between +17015954136 and the Undercover Officer:

+17015954136: Hi, wondering if you are available? 8:49 PM

javascript://

UC: i got three girls 12, 14 and 15 yr old what u interested in 8:50 PM

+17015954136: Do you have any pics? 8:51 PM

UC: ya i dont send my pics though unless u interested 8:51 PM

+17015954136: Yes I am interested. 8:53 PM

UC: u in williston 8:54 PM

+17015954136: Yes 8:54 PM

UC: alright man u give me your email and i will send u pics 8:54 PM

+17015954136: Mikes@moosebytes.net 8:55 PM

UC: sent u pic of 15 yr old 8:56 PM

+17015954136: Ok 8:57 PM

UC: whats that mean 8:58 PM

+17015954136: I am pulling up email right now 8:59 PM

+17015954136: I have not received yet 9:05 PM

UC: i sent it again 9:06 PM

UC: ill use my girls phone 9:07 PM

+17015954136: Ok. I got it 9:08 PM

UC: k man what u think 9:09 PM

UC: hey man dont text my girl text me 9:10 PM

+17015954136: Whoops! Sorry Can I see the other girls? 9:11 PM

UC: sent u one of 14 yr old 9:11 PM

+17015954136: Great 9:11 PM

UC: 12 yr old special man i only give her photo out to real interested ppl shes still learning so i am real careful with her 9:12 PM

UC: so what u think man 9:13 PM

+17015954136: Can't decide. What do you need to show my interest? 9:15 PM

UC: well what u want to do if you cant decide i do have packages for both 9:16 PM

+17015954136: What about the 12yr old? 9:16 PM

UC: what u interested in doing 9:17 PM

UC: with her shes special man 9:17 PM

+17015954136: Full Service 9:18 PM

UC: need to be specific man 9:18 PM

UC: for her to be yours i need to know what u want and for how long she just started 9:21 PM

+17015954136: I need a hour of good fucking 9:21 PM

UC: that will run u 300 with her 9:21 PM

UC: but u got to be gentle w her 9:22 PM

+17015954136: That's fair 9:22 PM

+17015954136: Can I see what she looks like? 9:22 PM

UC: i sent her to ya 9:22 PM

+17015954136: Thanks 9:23 PM

UC: tell me what u think 9:23 PM

+17015954136: Good 9:24 PM

UC: alright 9:25 PM

+17015954136: In call or out call? 9:26 PM

UC: what type of fucking we talking just vag or anal? 9:26 PM

+17015954136: Both 9:27 PM

UC: k so u want my 12 for an hour? what time 9:28 PM

+17015954136: 10:00 9:29 PM

UC: i got a 1030 opening will that work for ya 9:29 PM

+17015954136: Let me find out what time my girlfriend gets off work? 9:31 PM

UC: is she gonna be involved too 9:31 PM

+17015954136: I think she gets off work at 11:30 9:32 PM

UC: depends might be able to do sooner could maybe rush someone along 9:32 PM

+17015954136: No. I don't want her to know anything! 9:32 PM

UC: k man im cool with that what time she work till so i know what im working with 9:33 PM

+17015954136: I just sent her a text 9:33 PM

+17015954136: Does your 12 do Incall or outcall? 9:34 PM

UC: it would be outcall u come meet me 9:35 PM

+17015954136: Where do you want to meet? 9:35 PM

UC: what time your gf work till 9:36 PM

+17015954136: Still waiting for her to respond 9:39 PM

UC: if we cant do an hour i can give her to ya for 150 for a half trust me we will be back to williston again 9:40 PM

+17015954136: She will be home at 11 9:44 PM

UC: well im tryin to get things movin along but they pay what they pay for im a man of my word what if u tell her u went to the store 9:45 PM

+17015954136: When will you be back? My girlfriend leaves for a month next week 9:48 PM

UC: not sure man could be a while 9:49 PM

UC: u want 1/2 hour i could squeeze u in for that 9:50 PM

+17015954136: Yes. Where do I meet you? 9:52 PM

+17015954136: Are we meeting? 10:09 PM

uc: ya man hold off some guy just roughed up my gal give me like 5 mins k 10:11 PM

+17015954136: Beat him to his last breath!! 10:12 PM

UC: travel host west side in back park lights on red dodge 10:16 PM

UC: when u get there we go over ground rules first what u drivin so i know when u get here 10:16 PM

UC: plus i dont need pregnant 12 year old u need condoms 10:17 PM

+17015954136: Ok. On my way, driving white ford crew cab pickup 10:19 PM

UC: k 10:20 PM

UC: u close 10:27 PM

+17015954136: Stopping at store for condoms 10:27 PM

UC: is it close 10:28 PM

+17015954136: Yes 10:30 PM

UC: k 10:31 PM

UC: let me know when u get here 10:34 PM

+17015954136: I am here 10:38 PM

UC: k u c me 10:39 PM

+17015954136: Red dodge pickup? 10:41 PM

UC: ya parking lights 10:41 PM

+17015954136: I just walked by You a cop? 10:42 PM

UC: no 10:42 PM

UC: u a cop 10:43 PM

UC: im not a cop man 10:44 PM

UC: u in or out i got ppl waiting 10:45 PM

8. Undercover (UC) Law Enforcement Officers arranged a meeting with the individual communicating with them from +17015954136 at the Travel Host Motel located in Williston, ND. The individual communicating with Law Enforcement from +17015954136 was identified after he was detained subsequent to his arranged meeting as Michael Thomas Sackett, Bakken Heights, Apartment 301, Williston, ND, 58801.

9. Upon arriving at the Travel Host Motel, Sackett entered an undercover vehicle and that was occupied by a UC. Upon entering the vehicle Sackett asked the UC if he was a cop. The UC stated "no" and then the UC went over the ground rules with Sackett. The UC told Sackett that he had to be gentle, if he was going to have anal intercourse Sackett had to change condoms before he could engage in vaginal intercourse. The UC asked Sackett if he had the money and Sackett reached into his shirt pocket and again asked the UC if he was a cop. The UC again stated no. Sackett then stated that he could not do this and said he was sorry for wasting his time. Sackett then exited vehicle. Upon exiting the vehicle Sackett was detained and transported back to the Law Enforcement Center (LEC) located in Williston, ND.

10. On October 13, 2013, HSI Special Agent (SA) Derek Davis and HSI SA Rick Hilzendager interviewed Sackett at the LEC. Sackett was read his Miranda Rights from a form by SA Davis. Sackett read and signed said form, indicating he was willing to talk with SA Davis and SA Hilzendager. During the interview, Sackett stated he was communicating with Law Enforcement via text

from the black cell phone that he possessed and that he received emails from his personal cell phone that was white. Sackett signed consent to search forms during the interview consenting to Law Enforcement searching the cell phones he possessed. Sackett stated during the interview that he engaged in responding to the advertisements on "Backpage" out of curiosity. Sackett said he sent a text responding to the ad. Sackett said he initiated the text by asking if there was any availability this evening. Sackett said the response came back that there was a sixteen (16), fourteen (14) and twelve (12) year old. Sackett then said he asked if he could see what they look like and he received an email showing pictures of the 16 and 14 year old. Sackett then asked if he could see the 12 year old and he received an email containing a picture of the 12 year old. Sackett stated that initially the price was three hundred (\$300) dollars for one hour. Sackett said he did not have that much time and they agreed on one hundred and fifty (\$150) dollars for a half-hour of time with the twelve (12) year old girl. Sackett stated he then picked up some condoms on the way to the meeting and that he already had the money with him. Sackett said he was going to have anal and vaginal sex with the twelve year old girl. Sackett said that when he got into the truck he started to have a reality check recognizing that he was going to go to jail if he went through with this, because the girls were under the age of eighteen (18). Sackett said that while in the truck he thought this was a real bad decision and he needed to get out of there and go home. Sackett said he told the individual in the truck that he did not think this was good idea and he got out of the truck. Sackett said that he was communicating from telephone number 701-595-4136 and email mikes@moosefights.net.

11. On October 13, 2013, Sackett was placed under arrest by SA Davis and taken to the detention facility located in the LEC in Williston, ND.


12. Based upon my training and experience there is probable cause to believe that Michael Sackett knowingly attempted to recruit, entice or obtain, in and affecting interstate commerce, a minor, with intent to engage in prostitution, in violation of Title 18 USC § 1591 and 1594.

Further your Affiant sayeth not.



Darrik J. Trudell, Special Agent

Subscribed and sworn before me this 14th day of October, 2013.



Charles S. Miller, Jr.,
United States Magistrate Judge