

PROBABLE CAUSE STATEMENT

Date: 9/12/2019

Report #: 200-18-05807

I, Scott Childers, a Detective with the Western Missouri Cyber Crimes Task Force, knowing that false statements on this form are punishable by law, state that the facts contained herein are true.

1. I have probable cause to believe that on 8/2/2018, at 17:35:00 UTC, Vincent Andrew Spilker, (Race- White, Sex- Male, DOB- 08/23/1990, Address-14560 Bannister Road, Kansas City, Jackson County, Missouri, 64139, [REDACTED], committed one or more criminal offenses in Jackson County, Missouri. 573.037 Possession of Child Pornography

2. The facts supporting this belief are as follows:

On 8/27/18, Sgt. Beth Taulbee downloaded and reviewed Cybertip #37873116 which was sent to the National Center for Missing and Exploited Children (NCMEC) by Tumblr on 8/2/18 at 17:48:59 UTC. The person being reported used the email address of [REDACTED] to create the account and used the screen name of billy-xjean. The Cybertip reported by Tumblr contained thirty-two photos and one video. Ten photos contained nude females who appear under the age of eighteen. Two photos show a female who appears to be under the age of eight years old, topless, laying on her side, in white panties, and posing sexually. Tumblr also included a captured IP address of 104.51.118.224 which belongs to AT&T. It should be noted that the information provided by Tumblr was just a sampling and not a complete list of the images that were on the Tumblr page.

On 1/24/19 a subpoena was served to AT&T requesting subscriber information for the IP listed above. On 04/08/2019, AT&T responded with the subscriber's information which belongs to the residence of 14560 E Bannister Road, Apartment 112, Kansas City, Jackson County, Missouri 64139. I contacted the apartment manager and was provided the information that Vincent A. Spilker, W/M, 08-23-1990 moved into the apartment in May 2018 and was placed on the lease at that time. On 6/17/19 an interview was conducted Vincent Spilker. During that interview, Spilker advised the Tumblr account registered with the user name of "billy jean" was his as well as the "billy jean" email address. Spilker advised he created the account with the name billy jean because he was a Michael Jackson fan. Spilker advised he could not accurately remember the last time he used the account but it had been a while. Spilker said he did in fact repost pictures of nude and partially nude females on the account. Spilker was not sure of the amount of pictures he reposted but said the girls appeared to be under the age of eighteen. Spilker said he believes some of the girls who were nude were probably between the ages of ten to twelve years old. Spilker said he knew reposting the pictures was wrong and he did not want to be the kind of person who shared pictures of nude young girls.

I applied for and received a search warrant through the Jackson County Courts for Tumblr. The search warrant was sent to Tumblr via email on 07-19-2019.

On 9/9/19, Tumblr satisfied the search warrant by sending the requested account information and content. Spilker's account contained the photos and video described above as well as additional photos and videos described below.

Below is a listing of some of the images and videos that appear to be child pornography:

Number 361-0 (image) 174793094962.jpg, depicts a young female under the age of eight lying on her side, with her breast exposed.

361-1 (image) 174793094962_0.jpg, depicts a young female under the age of eight lying on her side, with her breast exposed.

369-0 (image) 174793876982_0.jpg, depicts a female under the age of eighteen (also seen in #s 370, 371, 376) sitting on the floor completely nude, spreading her legs, and using her fingers to expose her vagina.

370-0 (image) 174793876982_1.jpg, depicts the same female in #s 369, 371, 376 with a different camera angle, and a finger inserted in her vagina.

371-0 (image) 174793876982_2.jpg, depicts the same female in #s 369, 370, 376 with a different camera angle, using both hands to spread her vagina.

376-0 (image) 174793926487_1.jpg, depicts the same female in #s 369, 370, and 371 exposing her breast before entering a shower.

377-0 (image) 174793926487_12.jpg, depicts a female under the age of eighteen using her shoulders to squeeze her breast together.

379-0 (image) 174793926487_14.jpg, depicts a female under the age of eighteen completely nude, sitting on a bed and licking her breast.

380-0 (image) 174793926487_15.jpg, depicts a female under the age of eighteen in a shower completely nude squatting down with a finger in her vagina.

381-0. (image) 174793926487_16.jpg, depicts same female from 369, 370, 371, and 376, sitting on her knees with her fingers in her vagina.

382-0, (image) 174793926487_17.jpg, depicts a female under the age of eighteen with her breast exposed and a stuffed animal between her legs covering her vagina.

537-0 (video) 174794092112.mo4, depicts a female approximately eight years old lying on her back while an adult male penetrates her vagina; the eight year old is crying, covering her face and trying to move the camera; the adult male pins her arm down.

350-0 (video) 174784532987.mp4, depicts a female approximately eight to ten years old spinning around a street sign pole, grabbing her buttocks and then pulling her shirt down and exposing her breast; another person is there holding the recording device and cars are driving by.

468-0 (video) 175100001712_1.gif, depicts a female under the age of eighteen (approximately thirteen or fourteen years old) completely nude rubbing her vagina with her fingers.

372-0 (video) 174792499952.mp4, depicts a female under the age of eighteen completely nude and masturbating.

466-0 (video) 174794056737.mp4, depicts a female under the age of eighteen (approximately fifteen years old) performing oral sex on an adult male and the adult male exposes the juvenile's underdeveloped breasts.

895-0 (video) 175877768662.mp4, depicts a female under the age of eighteen (approximately fifteen years old) completely nude lying on the bed masturbating.

576-0 (video) 174794076927.mp4, depicts a female approximately three years old rubbing and squeezing her chest (aka: pre-pubescent breasts); the child is speaking in a foreign language and sounds upset in the video around the time she puts her finger in her mouth to lick her finger, touch her finger to her nipple, and then rub and squeeze her chest.

On 8/2/18, Tumblr observed child pornography uploaded to its servers from Spilker's account (described above) and shut that account down. All images and videos of child pornography mentioned above were present on Spilker's account when the account was shut down by Tumblr on 8/2/18.

Detective: Scott Childers #011 #188

/s/ Detective Scott Childers

Print Name

Signature