

AO 91 (Rev 11/11) Criminal Complaint

UNITED STATES DISTRICT COURT

for the

Middle District of Florida

United States of America  
v.

Case No.

6:15-mj- 1522

DANE GILLIS

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of September 1 through 16, 2015 in the county of Seminole in the  
Middle District of Florida, the defendant(s) violated:

Code Section

18 U.S.C. § 2422(b)

Offense Description

Attempted Sexual Enticement of a Minor.

This criminal complaint is based on these facts:

See Attached Affidavit.

☒ Continued on the attached sheet.

  
Complainant's signature

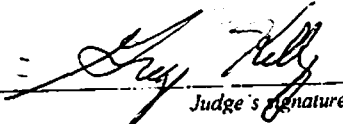
Rod Hyre, Special Agent

Printed name and title

Sworn to before me and signed in my presence.

Date:

9/17/15

  
Judge's signature

City and state:

Orlando, Florida

Gregory J. Kelly, United States Magistrate Judge

Printed name and title

STATE OF FLORIDA

CASE NO. 6:15-mj- 1522

COUNTY OF SEMINOLE

AFFIDAVIT

I, Rod Hyre, after being duly sworn, depose and state:

1. For the past thirteen years, I have been employed as a Special Agent with the Federal Bureau of Investigation (FBI). I currently serve as the coordinator for the FBI Crimes Against Children/Innocent Images Unit in Orlando.

2. As the coordinator for the FBI Innocent Images Task Force, my responsibilities include investigating possible criminal violations of the U.S. Code. I have received specialized training in the investigations of sex crimes, child exploitation, child pornography and computer crimes. I have been involved in investigations involving child pornography and online solicitation/enticement of a minor. I have participated in investigations of persons suspected of violating federal child pornography laws, including Title 18, United States Code, Sections 2252 and 2252A. I have also participated in investigations of persons suspected of violating federal laws pertaining to the enticement of minors under Title 18, United States Code, Section 2422(b). I have participated in various training courses for the investigation and enforcement of federal child pornography laws in which computers are used as the means for receiving, transmitting, and storing child pornography. Additionally, I have been involved in authoring and participated in the execution of search warrants involving searches and seizures of computers, computer equipment, software and electronically stored information.

3. This affidavit is submitted in support of a criminal complaint against DANE GILLIS for violations of Title 18, United States Code, Section 2422(b). As set forth in more detail below, I believe there is probable cause that GILLIS, using a facility and means of interstate commerce, that is, the Internet, did attempt to knowingly persuade, induce, and entice an individual who had not attained the age of 18 years to engage in sexual activity for which any person could be charged with a criminal offense under Florida law, that is, Lewd or Lascivious Battery, a violation of F.S. 800.04, all in violation of Title 18, United States Code, Sections 2422(b).

4. I make this affidavit from personal knowledge based on my participation in this investigation, information from other criminal investigators, information from law enforcement officers, information from agency reports, and review of documents provided to me by these witnesses and law enforcement officers. Because this affidavit is being submitted for the limited purpose of establishing probable cause in support of a criminal complaint, I have not set forth each and every fact learned during the course of this investigation.

5. Title 18, United States Code, Section 2422(b) prohibits a person from using a means and facility of interstate commerce to attempt to knowingly persuade, induce, and entice an individual who had not attained the age of 18 years to engage in sexual activity for which any could be charged with a criminal offense.

## INVESTIGATION

6. On September 1, 2015, your affiant (hereinafter referred to as UC) was working in an undercover capacity and saw an online advertisement posted on Craigslist in the personals-casual encounters section which stated, "Taboo-mw4mm (lake county)." The body of the advertisement stated, "Looking for a guy or group who r into extremely taboo scenes. Hi risk and reward for the right sadistic Pervert." The UC responded by email, writing that he was the 40 year-old father of an 11 year-old daughter and that he loved meeting like-minded people. The poster of the advertisement, subsequently identified as DANE GILLIS, responded, "Tell me more ... I know a 40 yo that needs to be schooled." The UC stated that he and his daughter enjoyed "playing together" and asked if that was something GILLIS was interested in. GILLIS responded and asked for pictures of the daughter. The UC sent a picture of an approximately 12 year-old child (currently a law enforcement officer) to GILLIS. GILLIS asked for confirmation that the child was 11 and said "cute...anything better?" The UC replied that he had lots of pictures but would not send them over the Internet. GILLIS replied, "so ....mm..mmm." The next communication was on September 3, 2015, when GILLIS wrote, "So do you have bdsm experience and equipment? And are you willing to use an unwilling cunt..."

7. The email communications between GILLIS and the UC continued over the next 14 days. On September 4, 2015, GILLIS asked, "so when can I meet your girl?" Later that day, he asked, "Where about do you live?" On September 5, 2015, GILLIS again told the UC that he would like to meet the UC's daughter and would like an invitation to the UC's home. On September 7, 2015, GILLIS sent a picture of himself. On September 8, 2015, GILLIS stated "Right now I'm only interested in your 11 yo ...the other

we can talk about." GILLIS inquired as to what the 11 year old would do and what the UC's "limitations" and "conditions" were. In response to being asked what he wanted to do with the 11 year-old, GILLIS responded "A little of everything...Play with her...eat her little pussy...have her suck me...penetration etc." On September 9, 2015, GILLIS asked "when can we do this?" The UC responded "today ... I will have her by about 2 ... does that work?" GILLIS, who had indicated that he lived in Leesburg, Florida, then reported having car problems and asked to meet later in the evening. The UC responded they could maybe meet at 6 or 7. GILLIS then stated that his car would not be fixed until the next morning, and asked to meet the next evening. The UC responded "probably, your just interested in the 11yo right?" GILLIS responded "just...what else is there?"

8. On September 10, 2015, GILLIS again arranged to meet with the UC and child in order to engage the child in sexual activity. GILLIS asked what time they could meet, and the UC responded "she gets out of school around 2:30 today." GILLIS responded that he was planning on meeting at about 6:00 pm and asked "do you dress her in any special outfits?" The UC emailed asked GILLIS if he wanted to meet that evening and stated "It's up to you." While making plans to meet, GILLIS asked for directions to the planned meeting spot. GILLIS then stated that he was nervous and would not be able to make it. GILLIS continued to communicate with the UC about making plans to meet the child for sex. On September 14, 2015, GILLIS said "we can meet anytime ... when will you be getting her again?" The UC replied that he had custody of the child. GILLIS said "so my days off are usually during the week and they vary. Never a weekend. I'm off on Wednesday. Maybe tomorrow night?" GILLIS also asked the UC for "G pics of your girl." The UC provided a physical description of the

child and replied that he and the child were available on Wednesday, September 16, 2015. GILLIS asked "so she enjoys? What does she like?"

9. On September 16, 2015, GILLIS emailed the UC and requested additional pictures of the 11 year-old child. The UC sent additional pictures of a child that was approximately 11 years-old (a law enforcement officer) and reiterated that the child was 11. In response to receiving these pictures, GILLIS stated, "Looks she has some tasty little titties...Is she still all smooth down below?" GILLIS requested that the UC dress the child in a short skirt with no underwear at the time of the meeting.

10. Throughout the email communications between the UC and GILLIS, GILLIS repeatedly requested assistance in kidnapping and sexually assaulting an adult female whom GILLIS was acquainted with. GILLIS sent pictures of the woman and described his desire to kidnap her and hold her for at least 24 hours and "work every hole and general bdsm shit." He stated "She's a goody 2 shoe flirt that NEEDS to be taught a lesson. I'm open to any "ending" scenario when it cums to her." GILLIS also indicated a desire to have this woman perform sexually with the UC's 11 year-old daughter, stating, "What if we grab the milf and make [her] service your girl."

11. On September 16, 2015, the UC and GILLIS exchanged emails confirming the location and time of the meeting place as well as a description of the UC's appearance. As the agents arrived to the meeting place, your affiant observed GILLIS sitting in his parked vehicle. GILLIS flashed his car lights at the FBI agent posing as the child's father and confirmed by email that he was the individual that had arranged to meet the UC to have sex with the child. GILLIS also flashed his lights a second time to confirm his identity. An FBI agent acting as the father of the child then approached GILLIS, who

again confirmed his identity and stated that he was ready to go back to the house.

GILLIS was informed at this time that he was under arrest.

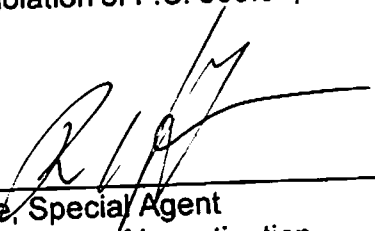
12. GILLIS was advised of his Miranda rights and agreed to speak to the interviewing agents. GILLIS admitted that he had been communicating via email with a man over the past two weeks and that the purpose of these conversations was to arrange a meeting to have sex with the man's 11 year-old daughter. He admitted that he discussed engaging the child in vaginal and oral sex. GILLIS stated that his only reason for driving approximately one hour from Leesburg, Florida to the meeting point in Seminole County was to meet the father and his child. GILLIS admitted that if the meeting had happened as planned he would have gone to the child's house and "further explored the possibility of having sex with the child." GILLIS stated that he had changed his mind about meeting approximately one week earlier because he was afraid that it might be a police operation. GILLIS said that he knew the child he was meeting for sex was 11 years old and that this was illegal, but opined that maybe he did this because he was bored and that the idea of having sex with a child was titillating.

13. The agents also questioned GILLIS about his intent to kidnap the 40 year-old woman. GILLIS lied to the interviewing agents for more than an hour regarding the identity of the woman he wanted to kidnap and rape and the reason why he wanted to do this. After being confronted with the fact that he was lying about the woman's identity, GILLIS confessed that the woman was a person whom he worked with and had a crush on. GILLIS could not articulate a reason for planning this woman's kidnapping, rape and possible murder, other than to say that he did not handle being rebuked by women very well. GILLIS admitted to having posted numerous online advertisements requesting

assistance in kidnapping and sexually assaulting this person and posting the woman's picture online.

### CONCLUSION

14. I believe there is probable cause that DANE GILLIS, using a facility and means of interstate commerce, that is, the Internet, did attempt to knowingly persuade, induce, and entice an individual who had not attained the age of 18 years to engage in sexual activity for which any person could be charged with a criminal offense under Florida law, that is, Lewd or Lascivious Battery, a violation of F.S. 800.04, all in violation of Title 18, United States Code, Section 2422(b).

  
Rod Hyre, Special Agent  
Federal Bureau of Investigation

Sworn to and subscribed before me  
this 17th day of September, 2015

  
Gregory J. Kelly  
United States Magistrate Judge