

**SUPERIOR COURT OF N.J.  
FILED**

**OCT 13 2005**

**DONALD F. PHELAN  
CLERK**

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION - CRIMINAL

State Grand Jury

Number SGJ514-05-18

Superior Court

Docket Number

**05-10-00169.S**

STATE OF NEW JERSEY

)

v.

)

WALTER EDWARD WHETZEL, JR.

)

INDICTMENT

The Grand Jurors of and for the State of New Jersey, upon  
their oaths, present that

COUNT ONE

(Endangering the Welfare of a Child)

(Distribution of Child Pornography - Second Degree)

WALTER EDWARD WHETZEL, JR.

between on or about April 12, 2004 and on or about April 13, 2004,  
in the City of Trenton, in the County of Mercer and/or in the State  
of Maryland, elsewhere, and within the jurisdiction of this Court,  
did knowingly sell, procure, manufacture, give, provide, lend,  
trade, mail, deliver, transfer, publish, distribute, circulate,  
disseminate, present, exhibit, advertise, offer or agree to offer,  
through any means, including the Internet, a photograph(s),  
computer program(s) or file(s), or any other reproduction or  
reconstruction, which depicts a child engaging in a prohibited  
sexual act or in the simulation of such an act as defined by

N.J.S.A. 2C:24-4b(1), to "nj\_kris14boi" in New Jersey, contrary to the provisions of N.J.S.A. 2C:24-4b(5) (a), and against the peace of this State, the government and dignity of the same.

COUNT TWO

(Attempted Endangering the Welfare of a Child - Second Degree)

WALTER EDWARD WHETZEL, JR.

between on or about April 7, 2004 and on or about July 12, 2004, in the City of Trenton, in the County of Mercer and/or in the State of Maryland, elsewhere, and within the jurisdiction of this Court, did purposely attempt to cause a child, namely, "nj\_kris14boi" in New Jersey to engage in a prohibited sexual act as defined in N.J.S.A. 2C:24-4b(1) or in the simulation of such an act, when WALTER EDWARD WHETZEL, JR., knew, had reason to know and/or intended that the prohibited act would be photographed, contrary to the provisions of N.J.S.A. 2C:5-1 and N.J.S.A. 2C:24-4b(3), and against the peace of this State, the government and dignity of the same.

COUNT THREE

(Attempted Endangering the Welfare of a Child - Second Degree)

WALTER EDWARD WHETZEL, JR.

between on or about April 7, 2004 and on or about July 12, 2004, in the City of Trenton, in the County of Mercer and/or in the State of Maryland, elsewhere, and within the jurisdiction of this Court, did purposely attempt to procure, through any means, including the Internet, a photograph which depicts a child engaging in a prohibited sexual act as defined in N.J.S.A. 2C:24-4b(1), or in the simulation of such an act, from "nj\_kris14boi" in New Jersey, contrary to the provisions of N.J.S.A. 2C:5-1 and N.J.S.A. 2C:24-4b(5)(a), and against the peace of this State, the government and dignity of the same.

COUNT FOUR

(Attempted Endangering the Welfare of a Child - Third Degree)


WALTER EDWARD WHETZEL, JR.

between on or about April 7, 2004 and on or about July 12, 2004,  
in the City of Trenton, in the County of Mercer and/or in the  
State of Maryland, elsewhere, and within the jurisdiction of this  
Court, did purposely attempt to engage in sexual conduct which  
would impair or debauch the morals of "nj\_kris14boi" in New  
Jersey, contrary to the provisions of N.J.S.A. 2C:5-1 and  
N.J.S.A. 2C:24-4a, and against the peace of this State, the  
government and dignity of the same.



Mark A. Murtha, D.A.G.  
Division of Criminal Justice

A TRUE BILL:



, Foreperson

Dated: 10/13/05

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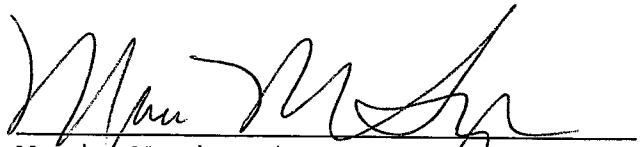
ORDER OF VENUE

WALTER EDWARD WHETZEL, JR. )

An Indictment having been returned to this Court by the  
State Grand Jury in the above captioned matter,

IT IS ORDERED on this 13<sup>th</sup> day of October, 2005,  
pursuant to paragraph 8 of the State Grand Jury Act, that the  
County of Mercer be and hereby is designated as the County of venue  
for the purpose of trial.

IT IS FURTHER ORDERED that the Clerk of the Superior Court  
shall transmit forthwith the Indictment in this matter and a  
certified copy of this Order to the Criminal Division Manager of  
the County of Mercer for filing.

  
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Maria Marinari Sypek, J.S.C.