

FILED

DEC 09 2009

**SUPERIOR COURT
CLERK'S OFFICE**

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - CRIMINAL

State Grand Jury
Number SGJ583-09-6
Superior Court
Docket Number 09-12-00316-S

STATE OF NEW JERSEY)

)

V.)

INDICTMENT

)

DAVID J. PAVONI)

COUNT ONE

(Endangering the Welfare of a Child)

(Distribution of Child Pornography - Second Degree)

David J. Pavoni

on or about August 15, 2007, at the City of Clifton, in the County of Passaic, elsewhere and within the jurisdiction of this Court, did knowingly sell, 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, film, videotape, 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), that is, the said DAVID J. PAVONI provided an image depicting a child engaging in a prohibited sexual act to a Detective from the New Jersey State Police Digital Technology Investigations Unit over the

Internet, 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

(Endangering the Welfare of a Child)

(Distribution of Child Pornography - Second Degree)

DAVID J. PAVONI

between on or about August 15, 2007 and on or about September 25, 2007, at the City of Clifton, in the County of Passaic, elsewhere and within the jurisdiction of this Court, did knowingly sell, 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, film, videotape, 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), that is, the said DAVID J. PAVONI offered or agreed to offer an image or video depicting a child engaging in a prohibited sexual act, 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 THREE

(Endangering the Welfare of a Child)

(Possession of Child Pornography - Fourth Degree)

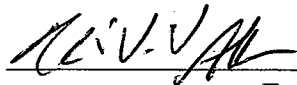
DAVID J. PAVONI

between on or about August 15, 2007 and on or about September 25, 2007, at the City of Clifton, in the County of Passaic, elsewhere and within the jurisdiction of this Court, did knowingly possess or knowingly view any photograph(s), computer program(s) or file(s) depicting children engaged in prohibited sexual acts or in the simulation of such acts as defined by N.J.S.A. 2C:24-4b(1), including on the Internet, and also contained on computer media, contrary to the provisions of N.J.S.A. 2C:24-4b(5)(b), and against the peace of this State, the government and dignity of the same.



Tina A. Polites, A.A.G.
Deputy Director
Division of Criminal Justice

A TRUE BILL:



Foreperson

Dated: _____

12/9/08

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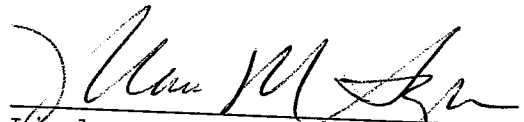
DAVID J. PAVONI)

ORDER OF VENUE

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

IT IS ORDERED on this *9th* day of *December*, 2009, pursuant to paragraph 8 of the State Grand Jury Act, that the County of Passaic 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 Passaic for filing.



Linda R. Feinberg, A.J.S.C.

Maria Marinari Syrot, J.S.C.