STATE V. ROBERT VERCH

MISDEMEANOR INFORMATION

IN THE CIRCUIT COURT OF CHRISTIAN COUNTY, MISSOURI

Associate Division ____

FILED
BARBARA D. STILLINGS
APR 11 2012
CIRCUIT CLERK
CHRISTIAN COUNTY, MO

STATE OF MISSOURI, Plaintiff	)	
	)	Case No.
v.	)	OCN:
ROBERT VERCH Defendant.	)	
	)	PA File No. 043023920

State of Missouri)
) ss.
County of Christian)

Charge Code: 2503499.0

COUNT I

The Prosecuting Attorney of the County of Christian, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 573.040, committed the class A misdemeanor of furnishing pornographic materials to minors, punishable upon conviction under Sections 573.040, 558.011 and 560.016, RSMo, in that on or about February 6, 2012, in the County of Christian, State of Missouri, the defendant, knowing its content and character, disseminated material pornographic for minors consisting of an image of a blonde female licking the breast of a bare breasted brunette female, to a person under the age of eighteen years, in reckless disregard of the likelihood that the person was under the age of eighteen years.
Charge Code: 25034.0

COUNT II

The Prosecuting Attorney of the County of Christian, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 573.040, committed the class A misdemeanor of furnishing pornographic materials to minors, punishable upon conviction under Sections 573.040, 558.011 and 560.016, RSMo, in that on or about February 6, 2012, in the County of Christian, State of Missouri, the defendant, knowing its content and character, disseminated material pornographic for minors consisting of an image of a bare breasted female watching another bare breasted female kissing a male, to a person under the age of eighteen years, in reckless disregard of the likelihood that the person was under the age of eighteen years.
Charge Code: 25034.0

COUNT III

The Prosecuting Attorney of the County of Christian, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 573.040, committed the class A misdemeanor of furnishing pornographic materials to minors, punishable upon conviction under Sections 573.040, 558.011 and 560.016, RSMo, in that on or about February 6, 2012, in the County of Christian, State of Missouri, the defendant, knowing its content and character, disseminated material pornographic for minors consisting of an image of three females on a couch with two of those females exposing their bare breasts, to a person under the age of eighteen years, in reckless disregard of the likelihood that the person was under the age of eighteen years.
Charge Code: 25034.0

COUNT IV

The Prosecuting Attorney of the County of Christian, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 573.040, committed the class A misdemeanor of furnishing pornographic materials to minors, punishable upon conviction under Sections 573.040, 558.011 and 560.016, RSMo, in that on or about February 6, 2012, in the County of Christian, State of Missouri, the defendant, knowing its content and character, disseminated material pornographic for minors consisting of an image of two bare breasted women and a third female showing full frontal nudity with males in the background, to a person under the age of eighteen years, in reckless disregard of the likelihood that the person was under the age of eighteen years.
Charge Code: 25034.0

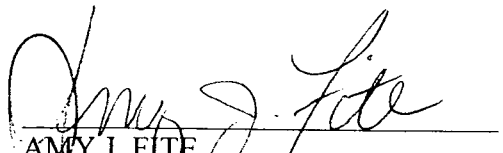
COUNT V

The Prosecuting Attorney of the County of Christian, State of Missouri, upon information and belief, charges that the defendant, in violation of Section 573.040, committed the class A misdemeanor of furnishing pornographic materials to minors, punishable upon conviction under Sections 573.040, 558.011 and 560.016, RSMo, in that on or about February 6, 2012, in the County of Christian, State of Missouri, the defendant, knowing its content and character, disseminated material pornographic for minors consisting of an image of two females each with one breast exposed, simulating a tongue kiss, while a third female is touching the nipple and breast of one of the two females, to a person under the age of eighteen years, in reckless disregard of the likelihood that the person was under the age of eighteen years.
Charge Code: 25034.0

The facts that form the basis for this information and belief are contained in the attached statement(s) of facts, made a part hereof and submitted as a basis upon which this court may find the existence of probable cause.

STATE V. ROBERT VERCH

WHEREFORE, the Prosecuting Attorney prays that a summons be issued as provided by law.



AMY J. FITE
Prosecuting Attorney
County of Christian, State of Missouri
Missouri Bar #44966

SEE ATTACHED WITNESS LIST

STATE WITNESSES:
C.B., c/o CCPA

Casey Broadway ,110 W ELM ROOM 70, OZARK, MO 65721

Keith Mills ,110 W ELM ROOM 70, Ozark, MO 65721

J.T. c/o CCPA

PROBABLE CAUSE STATEMENT

Date 4-10-12

I, Keith Mills, a law enforcement officer, knowing that false statements made in this form are punishable by law, state as follows:

1. I have probable cause to believe that Robert Verch, DOB: [redacted], committed one or more criminal offenses.

2. The facts supporting this belief are as follows:

On February 7, 2012, Deputy Broadway responded to Billings High School where he received information from adult, J.M. that Robert Verch sent him pornographic images in the form of multimedia messages (MMS) to his cell phone. J.M. disclosed that the MMS he received were in the form of group messages and that he noticed on the group messages the name of at least one juvenile student he was familiar with at Billings High School. Billings High School is located in Billings, Christian County, Missouri.

Based on this information, I made contact with Robert Verch in connection with this incident. I questioned him after advising him of his Miranda rights. During questioning he stated that he had forwarded MMS's that he received to groups of people that included five students at Billings High School. During the questioning he identified six images that were recovered from J.M.s phone as images he forwarded to the contact group that included the five students. Those images were identified as follows:

A. Picture of six bare breasted women.
B. Picture of a bare breasted blond female lying down with a Natural Light beer can between her exposed breasts.
1. Picture of a bare breasted woman watching another bare breasted woman kissing a male.
2. Picture of a blonde woman licking the breast of a bare breasted brunette woman.
3. Picture of three women on a couch with two of those women exposing their bare breasts.
4. Picture of two bare breasted women and a third woman showing full frontal nudity with males in the background.

An additional image was recovered from J.M.s phone. That image was a part of the same MMS that was sent on February 6, 2012 at 13:32 GMT. That image is as follows:

1. Picture of two female girls each with one breast simulating a tongue kiss while a third girl is touching the nipple and breast of one of the two girls.

During the questioning, I asked for and received permission to search Robert Verch's cell phone and his computers. Based on an examination of his cell phone as well as statements made by the Defendant, I identified five potential students/victims. Four of the identified students were

determined to be under the age of eighteen.

During my investigation I was able to locate and identify the carrier and cell phone number for one of the identified students under the age of eighteen. I applied for and received a search warrant for cellphone records from the carrier and confirmed from those records that the juvenile student received a MMS at the same time (February 6, 2012 at 13:32 GMT) that J.M. received a MMS containing pornographic images 1-4 above.

During the investigation I learned the juvenile student was in attendance at Billings High School on February 6, 2012 and was not late.

The above statements are true to the best of my information and belief.

4-10-12

Signature Date

STATE V. ROBERT VERCH

COURT INFORMATION FOR WARRANT OR SUMMONS

from Prosecuting Attorney

DEFENDANT'S ADDRESS: [redacted]

CHARGE(S):

Count I: Furnishing pornographic material or attempt to furnish to a minor, Class A Misdemeanor

Count II: Furnishing pornographic material or attempt to furnish to a minor, Class A Misdemeanor

Count III: Furnishing pornographic material or attempt to furnish to a minor, Class A Misdemeanor

Count IV: Furnishing pornographic material or attempt to furnish to a minor, Class A Misdemeanor

Count V: Furnishing pornographic material or attempt to furnish to a minor, Class A Misdemeanor

BOND RECOMMENDED:

REASONS FOR BOND REQUEST:

CONDITIONS OF BOND REQUESTED BY THE STATE:
OBEY ALL LAWS,

OFFICER & AGENCY: Keith Mills, CHRISTIAN COUNTY SHERIFF
CASE#: SO-12-00615

___Issue Warrant
__x_Issue Summons
___Judicial Review

___Adjacent Counties
___Statewide
___Adjacent States
___Nationwide

DEFENDANT DESCRIPTION:

[redacted]