1	JENNIFER CLARK	
2	Deputy County Attorney KIRSTEN H. PABST	
3.	Missoula County Attorney Missoula County Courthouse	FILED JUL 0 9 2015
4	Missoula, Montana 59802 (406) 258-4737	SHIRLEY E. VAUST, OLERK By Debuty
5	Attorneys for Plaintiff	Daputy
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7	MONTANA FOURTH JUDICIAL DISTRICT COURT, MISSOULA COUNTY	
. · 8	STATE OF MONTANA,	· · · · · · · · · · · · · · · · · · ·
- 9	Plaintiff, -vs-	Dept. No Leslie Halligan Cause No. DC-15- 348
10	JAY PALMATIER, Defendant,	AFFIDAVIT AND MOTION FOR LEAVE TO FILE INFORMATION
11	,	,
12	STATE OF MONTANA)	
13	:ss County of Missoula)	
14	JENNIFER CLARK, Deputy County Attorney of Missoula County, Montana, being	
15	first duly sworn, moves the Court for leave to file an Information charging the above-	
16	named Defendant with allegedly committing the offense(s) in Missoula County of	
17	COUNT I: SEXUAL ABUSE OF CHILDREN - POSSESSION OF MATERIAL, a Felony,	
18	in violation of Montana law, namely: Mont. Code Ann. 45-5-625.	
19	The Motion is based upon the following facts which have been obtained from	
20	reports of the law enforcement officers which, if true, I believe, constitute sufficient	
21	probable cause to justify the filing of the charges. The facts from those reports are as	
22	follows:	

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On the 4th of May, 2015, employees of Google INC., found one uploaded image that could be categorized as child pornography on the account of RonnieFille@gmail.com. Google informed the National Center of Missing and Exploited Children (NCMEC) of their findings and NCMEC sent this information to the Internet Crimes against Children Taskforce in Montana.

Detective Shermer of the Missoula Police Department received the information from NCMEC in June 2015 and viewed the uploaded image provided. The image depicted two juvenile boys. One boy, who is fully naked, appears to be between the ages of 13-15, and is lying down on his back, with a full erection. The other boy is shirtless, resting his left shoulder on the other boy's stomach and holding onto the boy's penis with his right hand. The shirtless boy has his mouth about an inch from the penis and has what appears to be semen dripping from his mouth. This boy appears to be between the ages of 10-13 years of age.

Detective Shermer issued an investigative subpoena to the internet service provider and they listed the account holder as Jay Palmatier. Detective Shermer spoke to Palmatier and he admitted to possessing the image.

Defendant was released on his own recognizance by Justice Court.

DATED this 8th day of July, 2015.

Deputy County Attorney

SUBSCRIBED AND SWORN TO before me this 8th day of July, 2015.