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STATE OF WISCONSIN

-vs-

Plaintiff,

DA Case No.: 2010DN002696

Assigned DA/ADA: Andrew J. Maki

Agency Case No.: 10-4365

Court Case No.: 2010CF000 \_\_\_\_\_

ATN:

Justin D. Krohn  
170 Craigway  
Fridley, MN 55432  
DOB: 06/30/1990  
Sex/Race: M/W  
Eye Color: Blue  
Hair Color: Blonde  
Height: 5 ft 9 in  
Weight: 165 lbs  
Alias:

**Criminal Complaint**

Defendant,

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Andrew Maki, Assistant District Attorney, Dunn County, Wisconsin, upon information and belief, being first duly sworn, states that:

**Count 1: USE OF A COMPUTER TO FACILITATE A CHILD SEX CRIME**

The above-named defendant on Monday, November 15, 2010, in the City of Menomonie, Dunn County, Wisconsin, did use a computerized communication system to communicate with an individual who the actor believed or had reason to believe had not attained the age of 16 years with intent to have sexual contact or sexual intercourse with the individual in violation of s. 948.02 (1) or (2), contrary to sec. 948.075(1r) Wis. Stats., a Class C Felony, and upon conviction may be fined not more than One Hundred Thousand Dollars (\$100,000), or imprisoned not more than forty (40) years, or both.

And furthermore, invoking the provisions of Wisconsin Statute Section 939.617, upon conviction the Court shall impose a bifurcated sentence including a term of initial confinement for at least five years. The Court may impose a sentence less than five years or place the person on probation upon a finding on the record that the Court finds the lesser sentence is in the best interests of the community and the public will not be harmed.

**Count 2: ATTEMPT SEXUAL ASSAULT OF A CHILD UNDER 16 YEARS OF AGE**

The above-named defendant on Monday, November 15, 2010, in the City of Menomonie, Dunn County, Wisconsin, attempted to have sexual contact with a child under the age of sixteen, HMA, DOB 04/16/1995, contrary to sec. 948.02(2), 939.32 Wis. Stats., an attempt to commit a Class C Felony, and upon conviction may be fined not more than Fifty Thousand Dollars (\$50,000), or imprisoned not more than twenty (20) years, or both.

**PROBABLE CAUSE:**

Your complainant bases this complaint on the reports of Vern Vandenberg from the Wisconsin Dept. of Criminal Investigation (DCI), said reports having been prepared, filed and maintained in the normal and ordinary course of that business.

Special Agent Vandenberg advised your complainant that on November 16, 2010, he was contacted by Sgt. Andy Crouse of the Menomonie Police Department regarding a complaint of a minor juvenile female, HA, dob 4/16/95, having conversations on Skype with adult males that HA's parents felt were in appropriate. Sgt. Crouse requested Inv. Vandenberg's assistance and obtained the username and password for HA's Skype account, which was provided to Vandenberg.

At 3:01 pm while SA Vandenberg was at the Menomonie Police Department, he logged into HA's Skype account and received an Instant Message from the screen name Justin Krohn, hereinafter referred to as the defendant. During the conversation SA Vandenberg had with the defendant, while Vandenberg assumed HA's identity, Vandenberg informed the defendant that he had a friend by the name of Vandenberg and provided an email address and fictitious name the defendant to make with Vandenberg. Those conversations that SA Vandenberg had with the defendant were somewhat sexual in content.

SA Vandenberg noted that in his undercover email account he received an email from the email account [juice12334@gmail.com](mailto:juice12334@gmail.com) with a screen name of Justin Krohn. In summarizing the emails, the defendant that "HANNAH" send an email to me (VANDEBERG) and he was contacting me per her request. SA Vandenberg emailed the defendant back indicating that he was busy and we would chat at a later date. The defendant indicated in his email that he had created a Yahoo! Account and I (VANDEBERG) could contact him there or by sending him a text at 612-227-1969.

SA Vandenberg advised that on November 17, 2010, at approximately 9:19 am, he received an Instant Message from the screen name juice12334 stating "Hi this is JUSTIN." Vandenberg had some brief general conversation with "juice" and at 9:29 am "juice" stated "I am hard right now." Vandenberg asked "juice" how old he was and he stated "20" and Vandenberg stated that he was "15". "Juice" immediately went onto state that he wanted to "rub my pussy, eat it out, have Hannah rub his cock, suck it and then fuck us both", "Juice" continued to have sexually graphic conversations with SA Vandenberg on and off throughout the day until 4:29 pm when Vandenberg terminated the conversation with "juice".

SA Vandenberg advised that on November 18, 2010, at approximately 9:09 am he received an Instant Message from the screen name juice 12334 stating "hi". Approximately one hour later, Vandenberg received another Instant Message from "juice" stating "Come snuggle" and SA Vandenberg stated "I don't drive." Vandenberg then had some general conversation with "juice" and at 1:27 pm the Instant Messages became sexually graphic in nature and when "juice" discussed having sexual intercourse, Vandenberg asked if "juice" would use a condom and "juice" stated "honestly it feels better without." SA Vandenberg then stated "I didn't want to get pregnant, I am 15". Vandenberg asked about "lube" and "juice" stated you would only need that unless you were going to do something anal and asked if Vandenberg was interested. SA Vandenberg stated "I didn't even know what juice looked like" and "juice" told SA Vandenberg to look him up at Facebook under the name Justin Krohn. SA Vandenberg then looked up JUSTIN KROHN on Facebook that contained a photo of a white male wearing a red shirt, which "juice" verified was in fact him.

At 2:37 pm, "juice" asked when I was open this weekend and SA Vandenberg stated that week was better and "juice" stated he was free every day after 2:00 pm and then discussed coming to me to have sex. "Juice's" conversations continued to be sexual in nature and very sexually graphic and then discussed meeting on Monday. The

conversation continued to be sexually graphic with SA Vandenberg explaining to "juice" that I could meet him at McDonald's and I would be in contact with "juice" the following day. At approximately 4:14 pm, SA Vandenberg terminated the conversation; however Vandenberg did receive Instant Messages from "juice" at 7:00 pm, 7:16 pm, 7:26 pm, and 8:18 pm.

SA Vandenberg then checked the Minnesota DOT driver's license files for the name of Justin David Krohn and verified that the Facebook account and the name Justin David Krohn, dob 6/30/1990 was one and the same.

On November 22, 2010, at approximately 8:45 am, SA Vandenberg logged into his Yahoo! Chat and noticed that at 4:24 am SA Vandenberg received an Instant Message from the screen name juice 12334 stating "Hi." At 8:49 am Vandenberg responded by saying "hey what's up?" and "juice" stated "not much". "Juice" responded at 10:15 am stating "You ready for me?" and SA Vandenberg stated "when are you thinking" and "juice" stated "around 3:30 or 4:00". SA Vandenberg then had some general conversation with "juice 12334" and at 10:46 am Vandenberg asked "what do you want to do" and "juice" stated "get sucked and fuck you". SA Vandenberg asked "you bringing condoms" and "juice" stating "yeah". SA Vandenberg and "juice 12334" then had some general conversation in regards to where to meet, what SA Vandenberg would be wearing and "juice 12334" stated he would be driving an older green car.

At 12:12 pm "juice12334" asked SA Vandenberg to "shave your pussy" and SA Vandenberg stated "okay, will do it now."

At 1:43 pm "juice" stated that he works at Jimmy Johns in Bloomington, MN and that he was on his way to McDonald's in Menomonie. SA Vandenberg then again had some general conversations with "juice" inquiring as to how long it would take for him to get there, inquired as to whether or not he still had condoms, which "juice" stated he did and at 3:14 pm, asked "juice" if he was still okay with me being 15 and "juice" stated "if you are okay with me."

At 3:26 pm, "juice" asked "Baby, are you horny, you rubbing your pussy" and asked if I would because he wanted me to be "wet and ready". Vandenberg asked "juice" if he was ready and "juice" stated "rock hard."

SA Vandenberg continued having conversations with "juice 12334" with "juice" providing Vandenberg his location along the way. It was agreed upon that "juice 12334" would let Vandenberg know when he was a short distance away from Menomonie and that SA Vandenberg would walk over from Vandenberg's residence and meet "juice 12334".

At approximately 4:08 pm, SA Vandenberg terminated the conversation when "juice 12334" told Vandenberg to walk over.

On November 22, 2010, Special Agents Joseph Welsch and Jonathan Meyer arrested the defendant in the McDonald's parking lot in Menomonie, WI. After he was arrested, he was taken to the Dunn County Jail where he was interviewed by Special Agents Vandenberg and Welsch.

At the jail, prior to the defendant's interview, SA Vandenberg identified himself to the defendant with SA Welsch informing the defendant of his constitutional rights and the defendant agreed to answer questions.

SA Vandenberg obtained some general information from the defendant and the defendant said he was in the process of moving from his parent's home in Fridley, MN to an apartment in Bloomington, MN along with several other males. The defendant also provided his cell phone number of 612-227-1969. Vandenberg asked the defendant if he has Internet access at his apartment in Bloomington, MN and the defendant stated that there is Internet access in the lobby of the apartment building, which is available to tenants. The defendant stated that his parents have Internet access but their computer has not worked for 8 months. Vandenberg asked the defendant if he had a computer and he stated he does not.

In summarizing the interview with the defendant, the defendant admitted that he had been communicating with a female by the first name of "Vandenberg" who the defendant believed to be 15 years old and in fact told him repeatedly that she was 15 years of age. The defendant stated that he started communicating on Yahoo! Instant Messenger with "Vandenberg" several days ago, who the defendant stated he had met through another 15 year old who the defendant had been speaking to by the name of "HANNAH". S/A Vandenberg asked the defendant how it was that he met "HANNAH" and the defendant stated that he was a junior counselor at the Lutheran Park Bible Camp in Colfax, WI for approximately 4 years and that he met "HANNAH" while she attended the Bible Camp. The defendant stated the only contact he had with "HANNAH" up until recently was only during the Bible Camp.

The defendant stated that "HANNAH" had looked up his name on Facebook approximately one week ago and that they began communicating with each other through the Internet. The defendant stated at that same time he did begin to have chat with "HANNAH" was intoxicated and those conversations with "HANNAH" were sexual but he does not recall exactly the conversations as he was intoxicated.

The defendant stated that a few days ago "HANNAH" sent the defendant "VANDEBERG's" email, which is how the defendant began communicating with "VANDEBERG." The defendant stated that he then started Instant Messaging "VANDEBERG" on Yahoo! Instant Messenger and that the conversations he had with "VANDEBERG" were sexual in nature and inappropriate for someone of the age of 15.

The defendant stated that during the conversations he had with "VANDEBERG" he had agreed to come to Menomonie where he would meet "VANDEBERG" for sex. SA Vandenberg asked the defendant if he had told "VANDEBERG" he was going to "fuck her" and asked that she "suck on his cock". The defendant stated that he did. SA Vandenberg asked the defendant if the defendant had told "VANDEBERG" that the defendant would provide condoms and the defendant stated that he did.

Initially the defendant stated that when he arrived at the McDonald's in Menomonie he had locked himself in his car as he wasn't sure if he was going to go through with meeting "VANDEBERG" or not. SA Vandenberg explained some of the facts and the conversations the defendant had with "VANDEBERG" and the defendant admitted that if in fact "VANDEBERG" would have shown up he most likely would have had sex with her.

SA Vandenberg also asked the defendant if he had spoke to "VANDEBERG" about having a 3 way and "VANDEBERG" and "HANNAH" and the defendant admitted that he did and stated "who wouldn't want a 3-way." SA Vandenberg advised that upon a search of the defendant's person, two unopened condoms were found in the defendant's front left pants pocket.

The defendant was then charged with Use of a Computer to Facilitate a Child Sex Crime and Attempted Sexual Assault.

The statements made by the law enforcement officers can be considered truthful, credible, and reliable because of the positions of trust they hold. The statements of the citizen witnesses can be considered truthful, credible, and reliable because they are made by citizen witnesses. The statements of the defendant(s) can be considered truthful, credible, and reliable to the extent to which they are admissions against interests.

Based on the foregoing, the complainant believes this complaint to be true and correct.

Subscribed and sworn to before me,  
and approved for filing on:

This \_\_\_\_\_ day of November, 2010.

\_\_\_\_\_  
Complainant

\_\_\_\_\_  
Assistant District Attorney

State Bar No. 1009368