

COMMONWEALTH OF PENNSYLVANIA
 COUNTY OF: NORTHAMPTON
 Magisterial District Number: 03-2-10
 MDJ: Hon. Nancy Matos Gonzalez
 Address: 202 W. 4th Street, Suite 2,
 Bethlehem, PA 18015
 Telephone: (610) 868-9191



POLICE CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA
 VS.

DEFENDANT: (NAME and ADDRESS):
 Mark F. O'Neill
 First Name Middle Name Last Name Gen.
 1410 Gail Avenue Allentown, PA 18103

NCIC: Extradition Code Type

<input checked="" type="checkbox"/> 1-Felony Full	<input type="checkbox"/> 5-Felony Pending Extradition	<input type="checkbox"/> C-Misdemeanor Surrounding States	<input type="checkbox"/> Distance: _____
<input type="checkbox"/> 2-Felony Limited	<input type="checkbox"/> 6-Felony Pending Extradition Determ.	<input type="checkbox"/> D-Misdemeanor No Extradition	
<input type="checkbox"/> 3-Felony Surrounding States	<input type="checkbox"/> A-Misdemeanor Full	<input type="checkbox"/> E-Misdemeanor Pending Extradition	
<input type="checkbox"/> 4-Felony No Extradition	<input type="checkbox"/> B-Misdemeanor Limited	<input type="checkbox"/> F-Misdemeanor Pending Extradition Determ.	

DEFENDANT IDENTIFICATION INFORMATION

Docket Number	Date Filed	OTN/LiveScan Number	Complaint/Incident Number	SID	Request Lab Services? <input type="checkbox"/> YES <input type="checkbox"/> NO
	03/24/2018	X167421-2	56-2160		
Gender <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	DOB 02/20/1982	Place of Birth Brooklyn	Add'l DOB	Co-Defendant(s) <input type="checkbox"/>	Gen.
Race <input checked="" type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black <input type="checkbox"/> Native American <input type="checkbox"/> Unknown	Ethnicity <input type="checkbox"/> Hispanic <input checked="" type="checkbox"/> Non-Hispanic <input type="checkbox"/> Unknown	First Name	Middle Name	Last Name	Gen.
Hair <input checked="" type="checkbox"/> BLK (Black) <input type="checkbox"/> BLN (Blonde/Strawberry) <input type="checkbox"/> BLU (Blue) <input type="checkbox"/> BRN (Brown) <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> XXX (Unk/Bald)	Color <input type="checkbox"/> PNK (Pink) <input type="checkbox"/> PLE (Purple) <input type="checkbox"/> ONG (Orange) <input type="checkbox"/> RED (Red/Aubn.) <input type="checkbox"/> SDY (Sandy) <input type="checkbox"/> WHI (White)	Eye <input type="checkbox"/> BLK (Black) <input type="checkbox"/> BLU (Blue) <input type="checkbox"/> BRO (Brown) <input checked="" type="checkbox"/> GRN (Green) <input type="checkbox"/> GRY (Gray)	Color <input type="checkbox"/> HAZ (Hazel) <input type="checkbox"/> MAR (Maroon) <input type="checkbox"/> PNK (Pink) <input type="checkbox"/> MUL (Multicolored) <input type="checkbox"/> XXX (Unknown)	Driver's License State PA License Number 826 06 3728 Expires	Weight 160 lbs. Height 5 ft. 06 in.
Defendant Fingerprinted <input type="checkbox"/> YES <input type="checkbox"/> NO	FBI Number	Fingerprint Classification	MNU Number	Defendant a Veteran? <input type="checkbox"/> YES <input type="checkbox"/> NO	DNA <input type="checkbox"/> YES <input type="checkbox"/> NO
DNA Location					

DEFENDANT VEHICLE INFORMATION

Plate Number	State	Hazmat <input type="checkbox"/>	Registration Sticker / (MM/YY)	Commercial Veh. <input type="checkbox"/>	School Veh. <input type="checkbox"/>	Other NCIC Veh. Code	Reg. same as Def. <input type="checkbox"/>
VIN	Year	Make	Model	Style	Color		

Office of the attorney for the Commonwealth Approved Disapproved because: _____

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507).

DAG LAUCELLA *Approved via phone* 03/24/2018
 (Name of the attorney for the Commonwealth) (Signature of the attorney for the Commonwealth) (Date)

I, SPECIAL AGENT DANIEL BLOCK 740
 (Name of the Affiant) (PSP/MP/OTC - Assigned Affiant ID Number & Badge #)
 of PA OAG PA 0222400
 (Identify Department or Agency Represented and Political Subdivision) (Police Agency ORI Number)

do hereby state: (check appropriate box)

1. I accuse the above named defendant who lives at the address set forth above
 I accuse the defendant whose name is unknown to me but who is described as _____

I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have heretofore designated as John Doe or Jane Doe

with violating the penal laws of the Commonwealth of Pennsylvania at: 301 400 block of Dakota
 Street, Bethlehem PA (Subdivision Code) (Place-Political Subdivision)

in NORTHAMPTON County [49] on or about 03/24/2018
 (County Code) (Offense Date)

POLICE CRIMINAL COMPLAINT

Docket Number	Date Filed 03/24/2018	OTN/LiveScan Number	Complaint/Incident Number 56-2160
Defendant Name	First: Mark	Middle: F.	Last: O'Neill

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically. (Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA.Code §§ 213.1 - 213.7.)

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input checked="" type="checkbox"/>	1	6318	(A)(1)	of the	18	1	F-1		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	County	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **UNLAWFUL CONTACT WITH A MINOR (RELATED TO SEXUAL OFFENSES)**

Acts of the accused associated with this Offense: On 03/24/2018, the defendant did intentionally contact a minor, or a law enforcement officer acting in the performance of his duties who had assumed the identity of a minor, for the purpose of engaging in the activity of any one or more of the activities prohibited in Chapter 31 of the Crimes Code, namely, involuntary deviate sexual intercourse, 18 Pa.C.S. §3122.1(b), and either the person initiating the contact or the person being contacted was within this Commonwealth; to-wit: Defendant did contact an undercover agent of the Pennsylvania Office of Attorney General who was posing as a 14 year old female for the purpose of engaging in oral sex and arranged a time and location to meet the 14 year old female, then showed up to the arranged location, in violation of the Pennsylvania Crimes Code, Act of December 6, 1972, 18 Pa.C.S. §6318(a)(1), as amended.

Inchoate Offense	<input checked="" type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	2	3122.1	(B)	of the	18	1	F-1		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	County	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **ATTEMPT STATUTORY SEXUAL ASSAULT**

Acts of the accused associated with this Offense: On or about 03/24/2018, the defendant did commit an attempt when, with the intent to commit the crime of Statutory Sexual Assault, the said actor did the act or acts of engaging in a conversation with an undercover agent, who he believed to be a person under the age of 16 years, and attempted to meet the minor for the purpose of engaging in sexual intercourse, which constituted a substantial step toward the commission of the aforementioned crime at a time when the purported minor would have been under 16 years of age and the defendant would have been more 11 years older than the minor, and the two were not married, in violation of the Pennsylvania Crimes Code, Act of December 6, 1972, 18 Pa.C.S. § 901, 3122.1(b), as amended.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	3	7512	(a)	of the	18	3	F-3		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	County	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **CRIMINAL USE OF A COMMUNICATION FACILITY**

Acts of the accused associated with this Offense: On or about 03/24/2018, the defendant did intentionally, knowingly or recklessly use a communication facility, as defined in this section, to commit, cause or facilitate the commission of, or an attempt thereof, of any crime which constitutes a felony under Title 18 of the Pennsylvania Crimes Code, to-wit: the defendant did use a computer, cellular phone, and/or other electronic device and the internet to commit any of the felony crimes described in greater detail in the above Counts, in violation of the Pennsylvania Crimes Code, Act of December 6, 1972, 18 Pa.C.S. §7512(a), as amended.

POLICE CRIMINAL COMPLAINT

Docket Number	Date Filed 03/24/2018	OYN/LiveScan Number	Complaint/Incident Number 56-2160
Defendant Name	First: Mark	Middle: F.	Last: O'Neill

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically. (Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA.Code §§ 213.1 - 213.7.)

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____				
<input type="checkbox"/> 4	3123	(a)(7)	of the 18	1	F-1			
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
	PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Interstate		<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone
Statute Description (Include the name of statute or ordinance): UNLAWFUL CONTACT WITH A MINOR (IDS1)								
Acts of the accused associated with this Offense: On or about 03/24/2018, the defendant did intentionally contact a minor, or a law enforcement officer acting in the performance of his duties who had assumed the identity of a minor, for the purpose of engaging in the activity of any one or more of the activities prohibited in Chapter 31 of the Crimes Code, namely, IDS1, 18 Pa.C.S. §3126(a)(8), and either the person initiating the contact or the person being contacted was within this Commonwealth; to-wit: The Defendant did contact an undercover agent of the Pennsylvania Office of Attorney General who was posing as a 14 year old female for the purpose of engaging in "do you want to try it with me, if we are going to have sex we may need some time as you are a virgin" and/or fondling and/or oral sex and arranged a time and location to meet the 14 year old female, then showed up to the arranged location, in violation of the Pennsylvania Crimes Code, Act of December 6, 1972, 18 Pa.C.S. §3126(a)(1), as amended.								

<input type="checkbox"/> Inchoate Offense	<input checked="" type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____				
<input type="checkbox"/> 5	3123	(a)(7)	of the 18	1	F-1			
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
	PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Interstate		<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone
Statute Description (Include the name of statute or ordinance): UNLAWFUL CONTACT WITH A MINOR (Attempt IDS1)								
Acts of the accused associated with this Offense: The defendant did take a sub step towards the commission of the crime of IDS1 by intentionally contacting a minor, or a law enforcement officer acting in the performance of his duties who had assumed the identity of a minor, for the purpose of engaging in the activity of any one or more of the activities prohibited in Chapter 31 of the Crimes Code, namely, IDS1, 18 Pa.C.S. §3126(a)(8), and either the person initiating the contact or the person being contacted was within this Commonwealth; to-wit: The Defendant did contact an undercover agent of the Pennsylvania Office of Attorney General who was posing as a 14 year old female for the purpose of engaging in "do you want to try it with me, if we are going to have sex we may need some time as you are a virgin" and/or fondling and/or oral sex and arranged a time and location to meet the 14 year old female, then showed up to the arranged location, in violation of the Pennsylvania Crimes Code, Act of December 6, 1972, 18 Pa.C.S. §3126(a)(1), as amended.								

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____				
<input type="checkbox"/>			of the					
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
	PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Interstate		<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone
Statute Description (include the name of statute or ordinance):								
Acts of the accused associated with this Offense:								

 **POLICE CRIMINAL COMPLAINT**

Docket Number	Date Filed 03/24/2018	OTN/LiveScan Number	Complaint/Incident Number 56-2160
Defendant Name	First: Mark	Middle: F.	Last: O'Neill

- I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S. § 4904) relating to unsworn falsification to authorities.
- This complaint consists of the preceding page(s) numbered ___ through ___.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.
 (Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

_____ 03/24/2018 _____ SA *Blod*
 (Date) (Signature of Affiant)

AND NOW, on this date _____ I certify that the complaint has been properly completed and verified.

An affidavit of probable cause must be completed before a warrant can be issued.

03-1-04

 (Magisterial District Court Number)

[Handwritten Signature]

 (Issuing Authority)
 ON TEMPORARY
 ASSIGNMENT BY
 COURT ORDER



POLICE CRIMINAL COMPLAINT

Docket Number	Date Filed 03/24/2018	OTN/LiveScan Number	Complaint/Incident Number 56-2160
Defendant Name	First: Mark	Middle: M.	Last: O'Neill

AFFIDAVIT of PROBABLE CAUSE

Daniel Block is a Special Agent with the Bureau of Criminal Investigations of the Pennsylvania Office of Attorney General and is currently assigned to the Child Predator Section. He has been investigating internet crimes against children since December of 2012. He has attended training courses that have focused on sexual offenses against children including computer based offenses. To date, he has actively participated in numerous investigations throughout the Commonwealth of Pennsylvania dealing with online solicitations for sexual offenses and/or attempted sexual offenses with minors in addition to unlawful contact with minors, sexual abuse of children, and criminal use of communications facilities. Prior to the current position of Special Agent, your Affiant worked uniform patrol for the St. Louis County Police Department, St. Louis Missouri, additionally your Affiant worked as a Risk Management advisor for Convoy of Hope. Your Affiant has conducted international criminal investigations, including kidnappings, and crimes of violence against children.

Your Affiant's duties include investigating violations of state law, such as the online exploitation of children. In particular, violations of Title 18, Section 6312, that criminalizes the possession, receipt, and transmission of child pornography and violations of Title 18, Section 6318 (b.1)[to pro-actively conduct investigations involving child predators who wish to engage in sexual activity with minors].

Your Affiant, having been duly sworn to law upon my oath depose and say:

I, DANIEL BLOCK, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

SA Block

(Signature of Affiant)

Sworn to me and subscribed before me this 24th day of March 2018 Date

filed

My commission expires first Monday of January,

[Signature]



ON TEMPORARY
ASSIGNMENT BY
COURT ORDER

**POLICE CRIMINAL COMPLAINT
AFFIDAVIT CONTINUATION PAGE**

Docket Number:	Date Filed: 03/24/2018	OTN/Live Scan Number:	Complaint/Incident Number: 56-2160
Defendant Name:	First: Mark	Middle: F.	Last: O'Neill

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

This investigation involves an adult male who is known as "Mark F. O'Neill", hereinafter the Actor, who is alleged to have had unlawful contacts via a communication facility with a purported female minor who was in Northampton County, Pennsylvania for the purpose of enticing the minor in prohibited/ unlawful sexual activity.

In this investigation, your Affiant used a communication facility and assumed the undercover identity of a female minor located in the Commonwealth of Pennsylvania while in the course of performing my official duties. Specifically, your Affiant assumed the undercover identity and characteristics of a 14 year old female child, known by a confidential name and identity to your Affiant.

While online and acting in an undercover capacity, your Affiant was monitoring their undercover profile and began communications with a male who stated he was "29 almost 30". Your Affiant, posing as a minor child, communicated with this individual. Your Affiant indicated to the Actor that she was in fact 14 years old on multiple occasions during the course of these communications. After telling the Actor the purported child's age, the Actor solicited the child for unlawful sexual contact in the way of "first meet just make out and maybe touch a little, can you sent me a live pic, maybe finger your pussy, tonight could you try to meet me, we can try and have some fun, and you think you want to try and have sex or, I will use protection (referring to birth control) if we meet and have sex that is illegal, you are underage, its illegal for me not for you, want me to meet outside for 10 mins to kiss, tonight can you just sneak out, do you masterbate, want to play on the phone, want me to call you when you are in bed, and you want to try that with me (referring to sex and oral sex) you want to do that if we meet, am I right".

On March 24, 2018 at approximately 2:14pm, the Actor asked, "Listen do you want to have sex later then". Later he stated, "and when is your mom home, if we are going to have sex we may need some time as you are a virgin and I am kinda big".

Next, the Actor asked if they could meet up and requested the child's location. The address of the purported child was given to the Actor.

At approximately 4:55pm, the Actor was spotted driving a Ford Freestyle (PA license HPB 3295) near the pre-arranged meeting location. The Actor sent a message to the child to leave the meet location and walk to the corner and stay there.



(Signature of Affiant)



**POLICE CRIMINAL COMPLAINT
AFFIDAVIT CONTINUATION PAGE**

Docket Number:		Date Filed: 03/24/2018	OTN/Live Scan Number:	Complaint/Incident Number 56-2160
Defendant Name:	First: Mark	Middle: F.	Last: O'Neill	

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

At approximately 5:00pm, the Actor was taken into custody at the pre-arranged meet location. The Actor was positively identified as "Mark F. O'Neill" (DOB: 02/20/1982). He was immediately advised of his Miranda rights verbally, by your Affiant.

The Actor was then interviewed regarding this incident. At this time, the Actor was again, advised of his Rights per Miranda. The rights were given to the Actor in a written and verbal form before any questioning. The Actor indicated that he understood his rights and having his rights in mind, he would answer questions without counsel being present. The Actor then signed an Advice of Rights form, documenting his decision to do so. The Actor was asked if he would give consent to allow Agents to access his cell phone. The Actor consented and signed the PA OAG consent form.

During the interview, the Actor admitted to being the individual who was communicating with the purported child during all of their communications. The Actor admitted that he was the person who was utilizing email to contact your Affiant's undercover persona. He also stated he is the only person who uses his cell phone and only he knows the password. He also stated only he utilized his phone during this investigation. He also stated that his user name was "jarnieking60".

The Actor reported that he knew the child stated she was 14 years old as articulated in their conversations. He also stated the child informed him that she was 14 years old on multiple occasions. Moreover, the Actor reported that he did talk to the purported child about having sex in their communications. Moreover, the indecent and/or unlawful contact was the intent within the noted conversations and for the arranged meeting.

The Actor stated that he has been utilizing Craigslist for approximately three years to contact women for sex. He stated he has met 10-12 women for sexual contact. The Actor admitted that he knew that sexual contact with a 14 year child was totally wrong and illegal and that he knew he was going to be in a lot of trouble.

The Actor was asked by your Affiant if he would consent to an audio recorded statement. The Actor consented and during the recorded statement the Actor stated the following: That he had been on Craigslist for the three years or so, and had met about 10 or so women for sexual contact. He stated he had been communicating with a 14 year old girl about having sexual contact for approximately the last three months. He continued to state that the text messages were sexual in nature at times, and that he discussed meeting today. He stated he showed up, and was not sure if he would or would not have sexual contact with the 14 year old.

The actor gave your Affiant verbal and written permission to retrieve his phone. The phone was seized as evidence. This device was then previewed by your Affiant. Please note that what appeared to be the entire message thread between your Affiant and the Actor was found in text messages.

SA [Signature]

(Signature of Affiant)



**POLICE CRIMINAL COMPLAINT
AFFIDAVIT CONTINUATION PAGE**

Docket Number:	Date Filed: 03/24/2018	OTN/Live Scan Number:	Complaint/Incident Number 56-2160
Defendant Name:	First: Mark	Middle: F.	Last: O'Neill

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

Based on the totality of the foregoing information, circumstances and reasonable inferences to be drawn therefrom, your Affiant submits that there is probable cause for the filing of this criminal complaint charging the Actor, "Mark F. O'Neill" (DOB: 02/20/1982) an adult male, with the aforementioned felonies described including unlawful contact with a minor and criminal use of a communications facility among other offenses.

SA Blair
(Signature of Affiant)