

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: CARBON



POLICE CRIMINAL COMPLAINT  
COMMONWEALTH OF PENNSYLVANIA

VS.

Magisterial District Number: 56-3-02  
MDJ: Hon. William J. Kessner  
Address: 401 Delaware Avenue  
2<sup>nd</sup> Floor  
Palmerton, PA 18071  
Telephone: ( )

DEFENDANT:

(NAME and ADDRESS):

GREGORY

EDWARD

WAGNER

First Name

Middle Name

Last Name

350 Union Hill Road  
Leighton, PA 18235

Ge  
n

NCIC Extradition Code Type

<input 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	

DEFENDANT IDENTIFICATION INFORMATION

Docket Number <u>CR-67-19</u>	Date Filed <u>3/26/19</u>	OTN/LiveScan Number <u>UL922145</u>	Complaint/Incident Number <u>63-451</u>	Request Lab Services? <input type="checkbox"/> YES <input type="checkbox"/> NO
GENDER <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	DOB <u>11/14/1990</u>	POB	Add'l DOB / /	Co-Defendant(s) <input type="checkbox"/>
First Name	Middle Name	Last Name	Gen.	
AKA				

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	Hair Color <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> RED (Red/Aubn.) <input type="checkbox"/> SDY (Sandy) <input type="checkbox"/> BLU (Blue) <input type="checkbox"/> PLE (Purple) <input checked="" type="checkbox"/> BRO (Brown) <input type="checkbox"/> BLK (Black) <input type="checkbox"/> ONG (Orange) <input type="checkbox"/> WHI (White) <input type="checkbox"/> XXX (Unk./Bald) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> PNK (Pink) <input type="checkbox"/> BLN (Blonde / Strawberry)	Eye Color <input type="checkbox"/> BLK (Black) <input type="checkbox"/> BLU (Blue) <input checked="" type="checkbox"/> BRO (Brown) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> GRY (Gray) <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)
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DNA <input type="checkbox"/> YES <input type="checkbox"/> NO	DNA Location	WEIGHT (lbs.)
FBI Number	MNU Number	
Defendant Fingerprinted <input type="checkbox"/> YES <input type="checkbox"/> NO		Ft. HEIGHT In.
Fingerprint Classification:		<u>6</u> <u>1</u>

DEFENDANT VEHICLE INFORMATION

Plate #	State	Haz mat <input type="checkbox"/>	Registration Sticker (MM/YY) /	Comm'l Veh. Ind. <input type="checkbox"/>	School Veh. <input type="checkbox"/>	Oth. 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).

DEPUTY ATTORNEY GENERAL REBECCA ELO  
(Name of the attorney for the Commonwealth)

*Rebecca Elo*  
(Signature of the attorney for the Commonwealth)

3/26/19  
(Date)

I, <u>SEAN M. MCGLINN</u> (Name of the Affiant)	<u>572</u> (PSP/MPOETC -Assigned Affiant ID Number & Badge #)
of <u>Pennsylvania Office of Attorney General</u> (Identify Department or Agency Represented and Political Subdivision)	<u>PA0222400</u> (Police Agency ORI Number)
do hereby state: (check appropriate box)	
1. <input checked="" type="checkbox"/> I accuse the above named defendant who lives at the address set forth above <input type="checkbox"/> I accuse the defendant whose name is unknown to me but who is described as _____	
<input type="checkbox"/> I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have therefore designated as John Doe or Jane Doe with violating the penal laws of the Commonwealth of Pennsylvania at [ <u>203</u> ] <u>Franklin Twp</u> <u>Suik</u> (Subdivision Code) (Place-Political Subdivision)	
in <u>CARBON</u> County (County Code)	on or about <u>2005 THROUGH MAY 2012</u>



# POLICE CRIMINAL COMPLAINT

Docket Number: <b>CR-67-19</b>	Date Filed: <b>03/20/19</b>	OTN/LiveScan Number <b>UB92214-5</b>	Complaint/Incident Number <b>63-451</b>
Defendant Name:	First: <b>GREGORY</b>	Middle: <b>EDWARD</b>	Last: <b>WAGNER</b>

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"/>	<b>1</b>	<b>3121</b>	<b>c</b>	<b>of the</b>	<b>18 PA CSA</b>	<b>1</b>	<b>F1</b>		
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
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Statute Description (include the name of statute or ordinance): **RAPE OF A CHLD**

Acts of the accused associated with this Offense: The Defendant engaged in sexual intercourse with a complainant who was less than 13 years of age, to wit: The defendant, on numerous occasions spanning the years of 2006 through 2012, did engage in sexual intercourse with the complainant who was aged six years through eleven years.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input checked="" type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	<b>2</b>	<b>903/3121</b>	<b>a1</b>	<b>of the</b>	<b>18 PA CSA</b>	<b>1</b>	<b>F1</b>		
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
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Statute Description (include the name of statute or ordinance): **CONSPIRACY - RAPE OF A CHILD**

Acts of the accused associated with this Offense: The Defendant, with the intent of promoting or facilitating its commission, did agree with another person that they or one or more of them would engage in conduct which constitutes a crime or an attempt or solicitation to commit said crime, to wit: The defendant, with the intent of promoting or facilitating its commission, did agree with Brent Getz, that he or they or one of them would engage in the rape of a child, the complainant who was aged 6 through 11 years at the time of the commission of the offense.

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"/>	<b>3</b>	<b>3123</b>	<b>B</b>	<b>of the</b>	<b>18 PA CS</b>	<b>1</b>	<b>F1</b>		
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
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Statute Description (include the name of statute or ordinance): **INVOLUNTARY DEVIATE SEXUAL INTERCOURSE WITH A CHILD**

Acts of the accused associated with this Offense: The Defendant engaged in deviate sexual intercourse with a complainant who is less than 13 years of age, to wit: The defendant on numerous occasions spanning the years 2006 through 2012, did engage in deviate sexual intercourse, per os and per anus, with the complainant who was aged six years through eleven years of age.



# POLICE CRIMINAL COMPLAINT

Docket Number: <b>CR-107-19</b>	Date Filed: <b>3/26/19</b>	OTN/LiveScan Number <b>U692214-5</b>	Complaint/Incident Number <b>63-451</b>
Defendant Name:	First: <b>GREGORY</b>	Middle: <b>EDWARD</b>	Last: <b>WAGNER</b>

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input checked="" type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	<b>4</b> Offense#	<b>903/3123</b> Section	<b>a1</b> Subsection	<b>of the</b> <b>18 PA CS</b> PA Statute (Title)	<b>1</b> Counts	<b>F1</b> Grade	NCIC Offense Code	UCR/NIBRS Code
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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): **CONSPIRACY - INVOLUNTARY DEVIATE SEXUAL INTERCOURSE WITH A CHILD**

Acts of the accused associated with this Offense: The Defendant, with the intent of promoting or facilitating its commission, did agree with another person that they or one or more of them would engage in conduct which constitutes a crime or an attempt or solicitation to commit said crime, to wit: The defendant, with the intent of promoting or facilitating its commission, did agree with Brent Getz, that he or they or one of them would engage in the involuntary deviate sexual intercourse of a child, the complainant who was aged 6 through 11 years at the time of the commission of the offense.

<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 _____
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<input type="checkbox"/> Lead?	<b>5</b> Offense#	<b>3125</b> Section	<b>b</b> Subsection	<b>of the</b> <b>18 PA CSA</b> PA Statute (Title)	<b>1</b> Counts	<b>F1</b> Grade	NCIC Offense Code	UCR/NIBRS Code
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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): **AGGRAVATED INDECENT ASSAULT OF A CHILD**

Acts of the accused associated with this Offense: The Defendant engaged in penetration, however slight, of the genitals or anus of a complainant who was less than 13 years of age, with a part of the person's body for any purpose other than good faith medical, hygienic or law enforcement procedures, to wit: The defendant on numerous occasions spanning the years 2006 through 2012, did engage in aggravated indecent assault by digitally penetrating the complainants vagina. The complainant was six years through eleven years of age.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input checked="" type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	<b>6</b> Offense#	<b>903/3125</b> Section	<b>a1</b> Subsection	<b>of the</b> <b>18 PA CSA</b> PA Statute (Title)	<b>1</b> Counts	<b>F1</b> Grade	NCIC Offense Code	UCR/NIBRS Code
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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): **CONSPIRACY - AGGRAVATED INDECENT ASSAULT OF CHILD**

Acts of the accused associated with this Offense: The Defendant, with the intent of promoting or facilitating its commission, did agree with another person that they or one or more of them would engage in conduct which constitutes a crime or an attempt or solicitation to commit said crime, to wit: The defendant, with the intent of promoting or facilitating its commission, did agree with Brent Getz, that he or they or one of them would engage in the aggravated indecent assault of a child, the complainant was aged 6 through 11 years at the time of the commission of the offense.



# POLICE CRIMINAL COMPLAINT

Docket Number: <b>CR-67-19</b>	Date Filed: <b>3/26/19</b>	OTN/LiveScan Number <b>UL92214-5</b>	Complaint/Incident Number <b>63-451</b>
Defendant Name:	First: <b>GREGORY</b>	Middle: <b>EDWARD</b>	Last: <b>WAGNER</b>

<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 _____
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<input type="checkbox"/> Lead?	<b>7</b>	<b>3126</b>	<b>a7</b>	<b>of the</b>	<b>18 PA CSA</b>	<b>1</b>	<b>F3</b>		
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): **INDECENT ASSAULT**

Acts of the accused associated with this Offense: The Defendant did have indecent contact with the complainant, caused the complainant to have indecent contact with the person or intentionally caused the complainant to come into contact with seminal fluid, urine or feces for the purpose of arousing sexual desire in the person or complainant, and; the complainant is less than 13 years of age, to wit: The Defendant, on numerous occasions spanning the years 2006 through 2012, did engage in indecent assault of the complainant, who was six through eleven years of age, by touching her breasts, buttocks and groin.

<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 _____
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<input type="checkbox"/> Lead?	<b>8</b>	<b>2701</b>	<b>a1</b>	<b>of the</b>	<b>18 PA CSA</b>	<b>1</b>	<b>M1</b>		
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): **SIMPLE ASSAULT**

Acts of the accused associated with this Offense: The Defendant attempted to cause or intentionally, knowingly or recklessly caused bodily injury to a child under 12 years of age and the Defendant was 18 years of age or older, to wit: The Defendant on numerous occasions spanning the years 2006 through 2012, did engage in sexual intercourse and indevidate sexual intercourse, per os and per anus, and aggravated indecent assault against the complainant who was aged six years through eleven years, and the complainant reported this caused bleeding and pain in her vagina. The defendant is nine years older than the complainant and reached the age of 18 in 2008.

<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 _____
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<input type="checkbox"/> Lead?	<b>9</b>	<b>6320</b>	<b>a</b>	<b>of the</b>	<b>18 PA CSA</b>	<b>1</b>	<b>F2</b>		
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): **SEXUAL EXPOLOITATION OF CHILDREN**

Acts of the accused associated with this Offense: The Defendant did procure for another person a child under 18 years of age for the purpose of sexual exploitation, to wit: The Defendant did make the complainant, a child aged six through eleven years, available for sexual exploitation or sexual contact to Brent Getz, who engaged in sexual contact with the complainant.



# POLICE CRIMINAL COMPLAINT

Docket Number: <u>CR-67-19</u>	Date Filed: <u>3 Dec 19</u>	OTN/LiveScan Number <u>U692214-5</u>	Complaint/Incident Number 63-451
Defendant Name:	First: GREGORY	Middle: EDWARD	Last: WAGNER

- 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 1 through    .
- I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* that require filing confidential information and documents differently than non-confidential information and documents.

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.)**

(Date) March 26 (Year) 2019

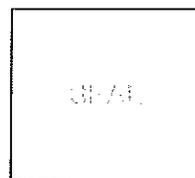
[Signature]  
 (Signature of Affiant) \*572

AND NOW, on this date 3-26-19 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.

56-3-02  
 (Magisterial District Court Number)

[Signature]  
 (Issuing Authority)





# POLICE CRIMINAL COMPLAINT

Docket Number: <b>CR-107-19</b>	Date Filed: <b>3/20/19</b>	OTN/LiveScan Number <b>U1092214-5</b>	Complaint/Incident Number <b>63-451</b>
Defendant Name:	First: <b>GREGORY</b>	Middle: <b>EDWARD</b>	Last: <b>WAGNER</b>

## AFFIDAVIT of PROBABLE CAUSE

Your affiant is Sean M. McGlinn, a Special Agent with the Pennsylvania Office of the Attorney General, Bureau of Criminal Investigation, Norristown, PA being duly sworn according to law deposes and says:

On 5/10/2012, ChildLine, Children and Youth Services (CYS), Carbon County, received a complaint that a child, the complainant, an eleven year old child, reported that when left alone with her uncle, Greg WAGNER, Jr., he touches her breasts and bottom and the child is afraid to go home.

As a result of CYS receiving this report, CYS notified the local police department, Franklin Township. Police Officer Franklin Lorah, the on-duty Franklin Township police officer at the time of the report, made arrangements for the child to be interviewed by the Children's Advocacy Center (CAC) in Scranton, PA.

On 5/16/2012, the complainant was interviewed at the CAC on video by Kristen Cashuric-Fetchco, a forensic interviewer. During this interview, the complainant stated that her uncle, Greg WAGNER, Jr., on multiple occasions, has touched her breasts, vagina and buttocks with his hands. Additionally, he has removed his own clothing and rubbed his groin area, which she describes on the video by demonstrating the area with her hands, on her breasts. The complainant, when asked by the interviewer, states that the contact was on her skin and not inside her. She also stated that her uncle, WAGNER, offered her five dollars to have sex with him, which she declined. He has also shown her pornography on his laptop computer, video that she describes as teenagers, with their clothes off, having sex.

Following her forensic interview, the complainant was taken to an examination area where she was given a physical examination by Sandra Federo C.R.N.P., Child Sexual Assault Nurse Examiner. During her interview with the complainant, the complainant disclosed to her that WAGNER also put his fingers into her vaginal area. She described this as painful and she had some bleeding after a few of the episodes. She reported WAGNER showed her pornography which depicted people having oral sex. WAGNER wanted her to perform oral sex on him and she did on more than one occasion. The child also described to the nurse that he would rub his penis on her vaginal area between the lips of the labia minora and this would cause burning when she urinated. The child reported that he did this on numerous occasions.

In her report that she completed as a result of her examination of the complainant, Federo states "I do not find it uncommon for a child not disclose the inappropriate oral contact during her forensic interview due to the fact that she was extremely embarrassed that she did that." In her remarks of Review of Symptoms she stated "GI: There is no history of diarrhea, constipation, or vomiting. There is a lengthy history of belly pain. GU: There is a history of urinary tract infections. There is a history of complaints of burning upon urination, especially after the coitus which she described to me". Federo concluded her remarks in the Procedure section with "Given her detailed disclosure of inappropriate sexual activity with this adult male occurring over the past several years, it is consistent with sexual abuse." "Many of the symptoms that (name redacted) experienced after this inappropriate touching is also consistent with inappropriate sexual contact and penetration of the vagina."

On 05/18/2012 Officer Lorah of the Franklin Township Police Department interviewed WAGNER at the Franklin Township Police office. WAGNER was advised of his rights, which he waived and submitted to questioning. After a few minutes WAGNER requested to stop his interview and speak with a lawyer. The officer does not have a written record of what was asked.

On 6/20/2013 Officer Lorah again questioned WAGNER at the Franklin Township Police office in the presence of his attorney. During the interview WAGNER denied ever having shown the complainant any pornography, asking the complainant to



# POLICE CRIMINAL COMPLAINT

Docket Number: CR-607-19	Date Filed: 3/16/19	OTN/LiveScan Number 4692214-5	Complaint/Incident Number 63-451
Defendant Name:	First: GREGORY	Middle: EDWARD	Last: WAGNER

perform oral sex on him or showing her his genitals. When asked if he ever touched her breasts he replied "not in a sexual way".

Thereafter, the Carbon County District Attorney's Office referred this investigation to the PA Office of Attorney General in September 2018 (Getz) and January 2019 (Wagner).

The complainant, was interviewed inside the Nesquehoning Police Department interview room by your Affiant and Special Agent James Smith, on November 7, 2018 at 1:00PM. The Complainant stated the following:

In May, 2012, she told a substitute school teacher of her fifth grade class at Leighton Area Middle School, who she believes is named Klein-Newton, that she had been raped by her uncle, Greg WAGNER. After she reported this, Children and Youth of Carbon County became involved.

The complainant stated that she had been repeatedly raped orally, vaginally and anally by both her uncle, Greg WAGNER and a co-defendant, Brent GETZ. She stated that it happened several times a week from approximately age four (4) through age eleven (11), ending shortly before the report in May, 2012. The complainant stated that WAGNER began his assaults when she was approximately four years old and WAGNER would come to her bedroom and take her to his bedroom. Wagner would touch the complainant's vagina and had her perform oral sex on him. The complainant stated that at approximately age six WAGNER began having vaginal and anal sex with her as well as GETZ becoming a participant in the rapes. GETZ was a friend of WAGNER's who participated in the assaults when he was at WAGNER's home. The rapes took place several times a month for approximately six years. Complainant stated that during the assaults WAGNER would have pornography on in his room.

A brief cell phone video was provided to your Affiant by way of text message, from a relative of the complainant. Complainant stated she took the video a few months after the initial complaint was made against WAGNER, because nobody believed her and she wanted to show people proof. She sent the video to her uncle, Jose Burgos Perez, who retained the video on his cell phone and then sent it to your Affiant in 2018. In the video, which was viewed by your Affiant, WAGNER had his computer tablet and was showing the complainant pornography so she decided to take a video of it with her cell phone to prove he was doing these things. The video depicts a white male, approximately early 20's, seated on a chair, canted to the view of the camera, with a computer tablet on his lap. The tablet appears to depict a video of two people engaged in a sexual act with what sounds like moaning in the background. The white male in the cell phone video, who the complainant identified as WAGNER, appears to be looking at the complainant and positioning the tablet so she can view the tablet video.

On March 26, 2019, a search warrant was executed at WAGNER's residence at 350 Union Hill Road, Leighton, PA 18235. Agents obtained several electronic devices, including a cell phone from WAGNER. A preliminary review of the phone showed that numerous search terms indicative of child pornography searches were entered into "google."

WAGNER was read his Miranda warnings, waived his rights, and agreed to be interviewed by your Affiant. Your Affiant and SA James Smith interviewed WAGNER at the Franklin Township Police Department. WAGNER admitted to having sexual contact with the complainant on at least three occasions, including vaginal, oral and anal sexual intercourse. WAGNER also stated that on one occasion, Brent GETZ, also engaged in oral and anal sex with the complainant while WAGNER played video games in the room.

Your Affiant is requesting an arrest warrant for Gregory WAGNER based upon the aforementioned information.



# POLICE CRIMINAL COMPLAINT

Docket Number: CR-67-19	Date Filed: 3/26/19	OTN/LiveScan Number U692214-5	Complaint/Incident Number 63-451
Defendant Name:	First: GREGORY	Middle: EDWARD	Last: WAGNER

I, SEAN M. MCGLINN, 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.

I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE ~~CASE RECORDS~~ PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.

*[Handwritten Signature]*  
 \_\_\_\_\_  
 (Signature of Affiant)

Sworn to me and subscribed before me this 26th day of March 2019  
3-26-19 Date *[Signature]*, Magisterial District Judge

My commission expires first Monday of January, 2024

