

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: CUMBERLAND

Magisterial District Number: 09-3-03
MDJ: Hon. SUSAN K. DAY
Address: 229 MILL STREET
P.O. BOX 167
MOUNT HOLLY SPRINGS, PA 17065
Telephone: (717)486-7672



POLICE CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA

VS.

DEFENDANT:

(NAME and ADDRESS):

MICHAEL

DAVID

BRAGG

First Name

Middle Name

Last Name

Gen

1569 BUTTERCUP DRIVE
CHAMBERSBURG, PA 17202

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 | |

DEFENDANT IDENTIFICATION INFORMATION

Docket Number <i>CR-3916-19</i>	Date Filed 12/17/2019	OTN/LiveScan Number <i>US31628-0</i>	Complaint/Incident Number 56-2507	Request Lab Services? <input type="checkbox"/> YES <input type="checkbox"/> NO
GENDER <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	DOB 04/24/1980	POB Maryland	Add'l DOB / /	Co-Defendant(s) <input type="checkbox"/>
First Name AKA MICHAEL	Middle Name DAVID	Last Name BRAGG	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			
Hair Color <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> BLK (Black) <input type="checkbox"/> BLN (Blonde / Strawberry)	<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"/> GRN (Green) <input type="checkbox"/> XXX (Unk./Bald)
Eye Color <input type="checkbox"/> BLK (Black) <input type="checkbox"/> HAZ (Hazel)	<input type="checkbox"/> BLU (Blue)	<input checked="" type="checkbox"/> BRO (Brown)	<input type="checkbox"/> GRN (Green)	<input type="checkbox"/> GRY (Gray) <input type="checkbox"/> XXX (Unknown)
DNA <input type="checkbox"/> YES <input type="checkbox"/> NO	DNA Location	WEIGHT (lbs.) 270		
FBI Number TPH31T062	MNU Number	Ft. HEIGHT In. 6 3		
Defendant Fingerprinted <input type="checkbox"/> YES <input type="checkbox"/> NO	Fingerprint Classification:			
DEFENDANT VEHICLE INFORMATION				
Plate #	State	Haz mat <input type="checkbox"/>	Registration Sticker (MM/YY) /	Comm'l Veh. Ind. <input type="checkbox"/>
VIN	Year	Make	Model	Style
			School Veh. <input type="checkbox"/>	Oth. NCIC Veh. Code
				Reg. same as Def. <input type="checkbox"/>

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).

DAVID DRUMHELLER, DAG

(Name of the attorney for the Commonwealth)

(Signature of the attorney for the Commonwealth)

12/19/2019

(Date)

I, BRITTANY LAUCK

(Name of the Affiant)

722

(PSP/IMPOETC -Assigned Affiant ID Number & Badge #

of Pennsylvania Office of Attorney General

(Identify Department or Agency Represented and Political Subdivision)

PA0222400

(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 therefore designated as John Doe or Jane Doe with violating the penal laws of the Commonwealth of Pennsylvania at [213] _____ South Middletown Twp (Subdivision Code) (Place-Political Subdivision)

in CUMBERLAND County

[21]

(County Code)

on or about JANUARY 1, 2016 TO APRIL 19, 2019



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 56-2507
Defendant Name:	First: MICHAEL	Middle: DAVID	Last: BRAGG

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"/>	1	3125	(a)(4)	of the	18	1	F2		
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): **AGGRAVATED INDECENT ASSAULT (A)(4)**

Acts of the accused associated with this Offense: Actor did engage in penetration, however slight, of the genitals or anus of the complainant with a part of the person's body for any other purpose other than good faith medical, hygenic or law enforcement procedures while the complainant is unconscious or the person knows that the complainant is unaware that the penetration is occurring. To wit: The Defendant, Michael David Bragg, now being 39 years of age, did digitally penetrate the vagina of Victim #1 while she was unconscious and unaware. Said incident occurred at UPMC Carlisle Hospital; 361 Alexander Spring Road, Carlisle, PA 17015.

<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"/>	2	3126	(a)(1)	of the	18	1	M2		
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): **INDECENT ASSUALT (A)(1)**

Acts of the accused associated with this Offense: Actor did engage in indecent contact with the complainant without the complainant's consent. To wit: The Defendant, Michael David Bragg, now being 39 years of age, did touch the breast of Victim #117 without consent. Said incident occurred at UPMC Carlisle Hospital; 361 Alexander Spring Road, Carlisle, PA 17015.

<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"/>	3	6312	(b)(2)	of the	18	19	F2		
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): **SEXUAL ABUSE OF CHILDREN (MANUFACTURING OF CHILD PORNOGRAPHY)**

Acts of the accused associated with this Offense: The Defendant, Michael David Bragg, knowingly photographed, videotaped, depicted on a computer, or films a child under the age of 18 years engaging in a prohibited sexual act; to wit: The Defendant used a device to manufacture image/video(s) or similar representation depicting persons less than 18 years of age at UPMC Carlisle Hospital; 361 Alexander Springs Road, Carlisle, PA 17015, in a state of nudity for the purposes of sexual arousal or gratification of any viewer and/or engaging in sexual activity or with lewd exhibition of genitalia, or in prohibited sexual acts, in violation of the Pennsylvania Crimes Code Section 6312(c), a felony of the second degree.



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 56-2507
Defendant Name:	First: MICHAEL	Middle: DAVID	Last: BRAGG

<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"/> Lead?	4	7507.1	(a)(1)	of the	18	171	M2		
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): **INVASION OF PRIVACY**

Acts of the accused associated with this Offense: The Defendant, Michael David Bragg, for the purpose of arousing or gratifying the sexual desire of any person did knowingly view, photograph, videotape, electronically depict, film or otherwise record another person without that person's knowledge and consent while that person is in a state of full or partial nudity and is in a place where that person would have a reasonable expectation of privacy; to wit: the defendant did surreptitiously record 171 adult female Victims at UPMC Carlisle Hospital; 361 Alexander Springs Road, Carlisle, PA, 17015, in a state of partial nudity where there is a reasonable expectation of privacy. All of which constitutes Invasion of Privacy, in violation of Section 7507.1(a)(1) of the Pennsylvania Crimes Code, Act of March 24, 1998, as amended, [18 Pa.C.S. Section 7507.1(a)(1)].

<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"/> Lead?	5	5703		of the	18	201	F2		
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): **INTERCEPTION, DISCLOSURE OR USE OF WIRE, ELECTRONIC OR ORAL COMMUNICATONS (WIRETAP ACT)**

Acts of the accused associated with this Offense: The Defendant, Michael David Bragg did intentionally intercept, endeavor to intercept, or procured any other person to intercept or endeavor to intercept any wire, electronics, or oral communication. To wit: the defendant did intercept oral communications by surreptitiously audio recording 201 female victims at UPMC Carlisle Hospital; 361 Alexander Springs Road, Carlisle, PA, 17015.

<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"/> Lead?	6	7512	(a)	of the	18	1	F3		
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): **CRIMINAL USE OF A COMMUNICATION FACILITY**

Acts of the accused associated with this Offense: During the time period referenced above, Defendant knowingly or recklessly used a communication facility, as defined in this section, to commit, cause or facilitate the commission or attempt thereof, any crime, which constitutes a felony under Title 18 Pa. C.S., namely, possession of images depicting sexual abuse of children as defined



POLICE CRIMINAL COMPLAINT

Docket Number: CR-396-19	Date Filed: 12/17/19	OTN/LiveScan Number U8316280	Complaint/Incident Number 56-2507
Defendant Name:	First: MICHAEL	Middle: DAVID	Last: BRAGG

- 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 6.
- 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)

(Year)

Brian Dawick
(Signature of Affiant)

AND NOW, on this date

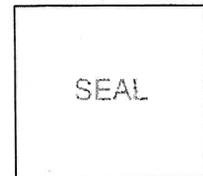
12/17/19

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.

093-03
(Magisterial District Court Number)

[Signature]
(Issuing Authority)





POLICE CRIMINAL COMPLAINT

Docket Number: CR-396-19	Date Filed: 12/17/19	OTN/LiveScan Number 4831628-0	Complaint/Incident Number 56-2507
Defendant Name:	First: MICHAEL	Middle: DAVID	Last: BRAGG

AFFIDAVIT of PROBABLE CAUSE

Your Affiant, Special Agent Brittany E. Lauck is assigned to the Pennsylvania Office of Attorney General's Child Predator Section. SA Lauck is also assigned to the Internet Crimes Against Children (ICAC) Task Force which is comprised of Federal, State, and Local Law Enforcement. The task force is responsible for conducting undercover online investigations, responding to complaints regarding children sexually exploited via the Internet, conducting community education programs and monitoring of the Internet for the bartering in child pornography. SA Lauck has been investigating Internet crimes against children since February of 2014. Before being employed as a Special Agent with the Pennsylvania Office of Attorney General, SA Lauck was employed as a Special Investigator at the Pennsylvania Office of Inspector General, Harrisburg, Pennsylvania, from September of 2011 through February of 2014. SA Lauck has attended multiple training courses that focused on Internet crimes against children, including computer-based offenses.

Parts of 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. Your Affiant has gained experience conducting such investigations through training seminars, classes and consistent work assignments.

Computer/ Internet and Pornography Definitions

The following are definitions and terms related to computers, the Internet and this investigation:

Child Pornography:

"Child Pornography" - any book, magazine, pamphlet, slide, photograph, film, videotape, computer depiction or other material depicting a child under the age of 18 engaged in a prohibited sexual act or in the simulation of such act.

Prohibited Sexual Act:

Prohibited sexual act (as used in section 6312 of the PA Crimes Code) - sexual intercourse, masturbation, sadism, masochism, bestiality, fellatio, cunnilingus, lewd exhibition of the genitals or nudity if such nudity is depicted for the purpose of sexual stimulation or gratification of any person who might view that depiction.

Probable Cause and Investigation Background:

On April 19, 2019, Agents from the Pennsylvania Office of Attorney General executed a search warrant at 1569 Buttercup Drive, Chambersburg, PA 17202, Franklin County. Subsequently, Michael Bragg was arrested and charged in Franklin County with dissemination, manufacture, and possession of child pornography, as well as aggravated indecent assault and indecent assault.

Incident to the Franklin County search warrant, secretly recorded videos of hospital patients (including minors), in various stages of undress, recorded at UPMC Pinnacle Health Carlisle were located on the HP laptop belonging to Michael Bragg. The individuals being recorded at the hospital were both adults and minor females. In some of the videos Bragg is seen setting up or turning off a recording device.

Supervisory Special Agent Robert Soop and Special Agent David Middendorf reviewed the data from devices recovered during the search warrant on April 19, 2019, which included; a HP laptop, Michael Bragg's cell phone, and the recording device. The hard drive from Bragg's laptop and the recording device were both imaged using Access Data's Forensic Toolkit Imager and examined using Guidance Software's EnCase 6.19. The imaging process captures all data residing on the items including areas not used by active data files, commonly referred to as unallocated space and slack space. The cell phone was examined using Cellebrite.

After the items were loaded in EnCase, Child Predator Agents used Encase to view all pertinent image and video files and bookmark and copy out all items determined to be of evidentiary value.

In June 2019, Special Agent Gordon Goodrow, Special Agent Travis Nye, and Your Affiant began the review of an image [copy] of the pertinent images and video files which were extracted from Bragg's devices by the Computer Forensics Unit.



POLICE CRIMINAL COMPLAINT

Docket Number: <i>CR-396-19</i>	Date Filed: <i>12/17/19</i>	OTN/LiveScan Number <i>U83/628-0</i>	Complaint/Incident Number 56-2507
Defendant Name:	First: MICHAEL	Middle: DAVID	Last: BRAGG

During the review approximately 980 files, most of which contained both audio and video, were reviewed. A total of 206 separate victims were located. Of those 206 victims 19 were determined to be minor children under the age of 18 surreptitiously recorded engaged in a prohibited sexual act constituting manufacturing child pornography. Of those 206 victims 171 were adults surreptitiously recorded in states of partial or full nudity in a location where they had a reasonable expectation of privacy. A total of 201 surreptitiously recorded videos intercepted oral communications of the victims without their knowledge.

On August 22, 2019, August 23, 2019 and September 19, 2019, SA Goodrow, SA Nye, and Your Affiant met with UPMC Carlisle Legal staff, Information Technology staff, and Medical staffing at the Live Well Center [3 Alexandra Ct, Carlisle, PA 17015] to collectively attempt to identify victims who were secretly recorded. Agents were able to identify 50 victims who were surreptitiously recorded by Bragg at the hospital.

Beginning on Tuesday, November 12, 2019, Special Agents in the Child Predator Section of the Attorney General's Office conducted interviews of victims that were recorded by Bragg in the UMPC Carlisle Hospital, Carlisle, PA 17015. Agents spoke to 50 identified victims, and all stated that they had no knowledge and did not give anyone permission to video and audio record them while at UPMC Carlisle Hospital.

One of the aforementioned videos with a victim identified as "Victim #1" depicts a nude, intubated, and unconscious woman in the emergency room. In the video, Bragg video records himself with a cellphone digitally penetrating Victim #1's vagina multiple times. Upon interviewing Victim #1, she stated that she was unaware of the indecent contact and did not give consent to be video recorded and while being a patient at the hospital.

Another victim, identified as "Victim #117" depicts an adult female lying in an emergency room bed. In the video, Bragg video and audio records the interaction with Victim #117. Bragg is seen forcefully trying to remove Victim #117's shirt, and while doing so, touches her breast. Upon interviewing Victim #117, she has no memory of her emergency room visit and did not give consent to be video or audio recorded while a patient at the hospital.

Based on the information listed above, your Affiant requests an arrest warrant be issued for Michael David Bragg.



POLICE CRIMINAL COMPLAINT

Docket Number: <i>CR-396-19</i>	Date Filed: <i>12/17/19</i>	OTN/LiveScan Number <i>U831628-0</i>	Complaint/Incident Number 56-2507
Defendant Name:	First: MICHAEL	Middle: DAVID	Last: BRAGG

I, BRITTANY LAUCK, 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 THAT NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.

Brittany Lauck
(Signature of Affiant)

Sworn to me and subscribed before me this *17th* day of *December* *2019*
12/17/19 Date *[Signature]*, Magisterial District Judge

My commission expires first Monday of January, *2022*

