

1 sexually abusive material, correct?

2 A Again, I wouldn't choose to to use the word goal. It
3 was to pursue all investigative possibilities to assure
4 there's no child sexually abusive material involved.

5 Q So we can abbreviate, child sexually abusive material
6 is often called C-spam? CSAM

7 A Correct.

8 Q And that's an acronym that describes child sexually
9 abusive material, correct?

10 A Correct.

11 Q So in order to do a full investigation, you wanted to
12 search Sean's electronic devices for potential C-spam?

13 A Correct.

14 Q So a search warrant was conducted of a property in
15 Michigan and in Florida and Michigan and devices were?

16 A Yes.

17 Q And the search warrant was issued for search of those
18 devices, correct?

19 A Yes.

20 Q And C-spam portion of this, nothing was ever record,
21 correct? CSAM

22 A I disagree with that. I had the occasion to view a
23 small fraction of it. Prior to my resignation, and
24 that small fraction contained very disturbing images.

25 Q You had the opportunity to review some of Mr.

1 MacMaster's devices?

2 A Yes.

3 Q Had they already been reviewed by the computer forensic
4 unit?

5 A To some degree, they had processed them. But I
6 couldn't tell you what all that entailed. What I did
7 know was that each file wasn't looked at independently.

8 Q By whom?

9 A By anybody from my understanding.

10 Q So you were provided the actual devices themselves or
11 copies of the devices?

12 A I believe I had to go physically to the, I believe it's
13 referred to as ICAC, if I'm correct about that
14 laboratory and view them physically there.

15 Q And what was it that you saw that concerned you?

16 A Very young children involved in sexual acts with
17 adults. Very young children appearing to be tortured
18 and/or in bondage. And other sort of graphics and
19 peoples and images that indicated the assault and/or
20 sexual assault of what appeared to be children.

21 Q Were you with anyone when you viewed those?

22 A There was a Michigan state trooper or some training of
23 a person assigned to that unit in the room.

24 Q Anyone else?

25 A No one was at my side the entire time. As far as I

1 know, it was just myself and that gentleman.

2 Q Do you recall who that gentleman was, what his name
3 was?

4 A I don't recall.

5 Q But that was at the ICAC?

6 A Yes.

7 Q And did you document the existence of C-spam anywhere?

8 A I can't remember. I'm sure I had a note pad and I
9 probably took notes. I don't remember exactly.

10 Q That's a crime, right, to have sexual images of
11 children, correct?

12 A Yeah, that's a crime.

13 Q Okay. Uhm, I know it as an obvious question.

14 A I'm sorry. I didn't mean to correct.

15 Q That's the answer I wanted, like, duh, it is, right.
16 And therefore you believed, then, that Sean MacMaster
17 had committed a crime by possessing those images,
18 correct?

19 A No, not correct. It would have been too early at that
20 point to determine that. A lot of questions would have
21 to be answered in terms of chain of custody, whose
22 device, what the age of the child was, et cetera.

23 Q Was it difficult to ascertain the age of the child?

24 A Yeah. Because you can't always look at a picture and
25 say this is a child or not.

1 Q But there are experts, people who do Tanner,
2 T-A-N-N-E-R staging. Aging, I'm sorry. Staging, no,
3 that's correct. I don't know why I'm questioning
4 myself now.

5 So the images that you saw, what you believe
6 to believe Mr. MacMaster's devices, in your opinion,
7 they need to be Tanner staged? Is that the issue?

8 A I hadn't drawn that conclusion at that point. As I
9 said, I had only scratched the surface and I think I
10 had only spent a couple of hours and there were, I
11 believe, tens of thousands of images, if not more.

12 Q Of potential children?

13 A I don't know. I didn't look at them. I only got
14 through a small fraction of it.

15 Q Were these images or videos?

16 A There certainly were images. There may have been
17 videos. I'm not sure.

18 Q What did you do with that information once you
19 discovered it?

20 A I spoke to, just verbally, to people involved in the
21 case.

22 Q Who would that be?

23 A Uhm, Lauren, Dave, Laura Moody, but those were, again,
24 this was probably a two-hour period in the grand scheme
25 of many, many days and hours. And, uhm, those

conversations would have been brief and unofficial.

Q Did anyone, to your knowledge, draft a police report about finding potential C-spam?

A Not to my knowledge, no.

Q Did anyone else other than you view these pages other than the MSP person who was with you?

MR. PEACOCK: If you know?

THE WITNESS: I'm not sure.

BY MS. FREEMAN:

Q Was this prior to the bond hearing?

A I don't remember the time.

Q Was this, uhm, prior to, well, I guess it had to be prior to the dismissal of the case, okay. Obviously, right?

A Uh-hum.

MR. PEACOCK: Yes.

THE WITNESS: I'm sorry, yes.

BY MS. FREEMAN:

Q Yes, thanks for catching that.

MS. FREEMAN: I'm going to have this marked for identification as Exhibit 4.

(Exhibit 4 marked for identification.)

BY MS. FREEMAN:

Q So that is what's been marked for identification as Exhibit 4 and it is an email from you to, uh, to two