

FILED

2013 DEC 20 PM 4:07
CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

BY _____

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

October 2013 Grand Jury

CR13-0917

UNITED STATES OF AMERICA,	)	CR No. 13-
)	
Plaintiff,	)	<u>I N D I C T M E N T</u>
)	
v.	)	[18 U.S.C. § 371: Conspiracy;
	)	18 U.S.C. §§ 1030(a)(2)(C),
HUNTER MOORE and	)	(c)(2)(B)(i): Unauthorized
CHARLES EVENS,	)	Access to a Protected Computer
aka "Gary,"	)	to Obtain Information; 18 U.S.C.
	)	§ 1028A(a)(1): Aggravated
Defendants.	)	Identity Theft; 18 U.S.C. § 2:
	)	Aiding and Abetting and Causing
	)	an Act To Be Done]
)	
)	

The Grand Jury charges:

COUNT ONE

[18 U.S.C. § 371]

A. INTRODUCTION

1. At all times relevant to this Indictment:

- a. Defendant HUNTER MOORE ("MOORE") resided in Woodland, California.
- b. Defendant MOORE operated the website <http://isanyoneup.com>, on which he posted, among other things, nude or sexually explicit photos of victims submitted by other

1 individuals without the victim's permission for purposes of
2 revenge.

3 c. Defendant CHARLES EVENS, also known as "Gary"
4 ("EVENS"), resided in the Central District of California.

5 d. Defendant MOORE used the following e-mail
6 accounts: isanyoneup@gmail.com and d[XXXXXXXXXX]@gmail.com.

7 e. Defendant EVENS used the following e-mail
8 accounts: g[XXXXXXXXXXXX]@gmail.com, c[XXXXXX]@gmail.com, and
9 m[XXXXXXXXXXXX]@gmail.com.

10 f. The online form used to submit images on
11 defendant MOORE's website <http://isanyoneup.com> is hosted
12 through JotForm.com.

13 g. Defendant MOORE used online Paypal accounts with
14 the following user IDs: "Hunter Moore," "Catalyst Web
15 Services," and "quebella."

16 h. Victims L.B., V.E., K.L., P.K., T.G., S.M., and
17 T.K. maintained e-mail accounts that contained, among other
18 things, nude pictures of themselves and others.

19 i. Google, Inc. ("Google") provided e-mail services
20 to users all over the world.

21 j. Yahoo! Inc. ("Yahoo!") provided e-mail services
22 to users all over the world.

23 B. THE OBJECT OF THE CONSPIRACY

24 2. Beginning on an unknown date and continuing through on
25 or about May 2, 2012, in Los Angeles County, within the Central
26 District of California, and elsewhere, defendants MOORE and
27 EVENS, together with others known and unknown to the Grand Jury,
28 knowingly combined, conspired, and agreed to commit the

1 following offense against the United States: To access a
2 protected computer without authorization to obtain information
3 for private financial gain, in violation of Title 18, United
4 States Code, Sections 1030(a)(2)(C), (c)(2)(B)(i).

5 C. THE MANNER AND MEANS OF THE CONSPIRACY

6 3. The object of the conspiracy was carried out, and to
7 be carried out, in substance, as follows:

8 a. Defendant EVENS would gain unauthorized access
9 to the e-mail accounts of hundreds of victims (the "victims'
10 accounts") by various means, including "hacking" into the
11 victims' accounts, and obtain information, including nude
12 pictures, belonging to the victims and stored on the victims'
13 accounts.

14 b. Defendant EVENS would send nude pictures obtained
15 from the victims' accounts to defendant MOORE in exchange for
16 payment.

17 c. Defendant MOORE, aware that defendant EVENS had
18 obtained the nude pictures by gaining unauthorized access into
19 the victims' accounts, would send payments to defendant EVENS
20 using Paypal or directly from his bank account in exchange for
21 the nude pictures, would offer defendant EVENS additional money
22 to obtain unlawfully additional nude pictures, and would post
23 the victims' nude pictures on his website,
24 <http://isanyoneup.com>, without the victims' authorization.

25 D. OVERT ACTS

26 4. In furtherance of the conspiracy and to accomplish its
27 object, defendants MOORE and EVENS, together with others known
28 and unknown to the Grand Jury, committed, and willfully caused

1 others to commit, the following overt acts, among others, in the
2 Central District of California and elsewhere:

3 Overt Act No. 1: On or about October 10, 2011, defendant
4 EVENS sent to defendant MOORE an e-mail discussing "how to []
5 hack e-mails."

6 Overt Act No. 2: On or about October 15, 2011, defendant
7 MOORE sent to defendant EVENS an e-mail asking defendant EVENS
8 to work for him.

9 Overt Act No. 3: On or about October 17, 2011, defendant
10 MOORE sent to defendant EVENS an e-mail offering to pay
11 defendant EVENS \$200 per week using Paypal.

12 Overt Act No. 4: On or about October 17, 2011, defendant
13 EVENS sent to defendant MOORE an e-mail stating that the hacking
14 that defendant EVENS is doing is illegal.

15 Overt Act No. 5: On or about October 17, 2011, defendant
16 MOORE sent to defendant EVENS an e-mail stating that he is
17 employing defendant EVENS and instructing defendant EVENS to use
18 an anonymous Paypal account to avoid detection of their scheme
19 and connection to each other.

20 Overt Act No. 6: On or about October 17, 2011, defendant
21 MOORE sent to defendant EVENS an e-mail stating that defendant
22 EVENS would receive payments "from catalyst or something
23 paypal."

24 Overt Act No. 7: On or about October 18, 2011, defendant
25 MOORE sent to defendant EVENS an e-mail asking defendant EVENS
26 to send him naked pictures and stating that he would send
27 payments to defendant EVENS using Paypal.

28

1 Overt Act No. 8: On or about October 29, 2011, defendant
2 MOORE sent to defendant EVENS an e-mail stating that they needed
3 to create new e-mail accounts and delete evidence of the hacking
4 scheme.

5 Overt Act No. 9: On or about December 8, 2011, defendant
6 EVENS sent to defendant MOORE an e-mail asking for \$250 for nude
7 pictures of "6 guys and 6 girls."

8 Overt Act No. 10: On or about December 8, 2011, defendant
9 MOORE sent to defendant EVENS an e-mail stating he would like
10 "as many as possible" (referring to the nude pictures that
11 defendant EVENS had obtained by hacking into the victims'
12 accounts).

13 Overt Act No. 11: On or about December 8, 2011, defendant
14 EVENS accessed victim L.B.'s e-mail account without
15 authorization.

16 Overt Act No. 12: On or about December 8, 2011, defendant
17 EVENS obtained pictures, including a nude picture, of victim
18 L.B. from victim L.B.'s e-mail account.

19 Overt Act No. 13: On or about December 11, 2011,
20 defendant EVENS submitted pictures, including a nude picture, of
21 victim L.B. to defendant MOORE's website, <http://isanyoneup.com>.

22 Overt Act No. 14: On or about December 14, 2011,
23 defendant MOORE paid \$145.70 to defendant EVENS using Paypal.

24 Overt Act No. 15: On or about December 29, 2011,
25 defendant MOORE posted a nude picture of victim L.B. on his
26 website, <http://isanyoneup.com>.

1 Overt Act No. 16: On or about December 30, 2011,
2 defendant EVENS accessed victim V.E.'s e-mail account without
3 authorization.

4 Overt Act No. 17: On or about December 30, 2011,
5 defendant EVENS obtained pictures, including a nude picture, of
6 victim V.E. from victim V.E.'s e-mail account.

7 Overt Act No. 18: On or about December 31, 2011,
8 defendant MOORE sent to defendant EVENS an e-mail stating he
9 needed all the nude pictures defendant EVENS had obtained by
10 hacking into the victims' accounts.

11 Overt Act No. 19: On or about January 1, 2012, defendant
12 EVENS accessed victim K.L.'s e-mail account without
13 authorization.

14 Overt Act No. 20: On or about January 1, 2012, defendant
15 EVENS obtained nude pictures of victim K.L. from victim K.L.'s
16 e-mail account.

17 Overt Act No. 21: On or about January 2, 2012, defendant
18 MOORE sent to defendant EVENS an e-mail asking defendant EVENS
19 to "hack more."

20 Overt Act No. 22: On or about January 4, 2012, defendant
21 EVENS accessed victim P.K.'s e-mail account without
22 authorization.

23 Overt Act No. 23: On or about January 4, 2012, defendant
24 EVENS obtained pictures, including a nude picture, of victim
25 D.W. from victim P.K.'s e-mail account.

26 Overt Act No. 24: On or about January 7, 2012, defendant
27 EVENS accessed victim T.G.'s e-mail account without
28 authorization.

1 Overt Act No. 25: On or about January 7, 2012, defendant
2 EVENS obtained pictures, including nude pictures, of victim T.G.
3 and others from victim T.G.'s e-mail account.

4 Overt Act No. 26: On or about January 8, 2012, defendant
5 MOORE sent to defendant EVENS an e-mail asking defendant EVENS
6 to "hack all week for me" and stating that he could pay
7 defendant EVENS.

8 Overt Act No. 27: On or about January 8, 2012, defendant
9 EVENS submitted pictures, including a nude picture, of victim
10 K.L. to defendant MOORE's website, <http://isanyoneup.com>.

11 Overt Act No. 28: On or about January 8, 2012, defendant
12 EVENS submitted pictures, including a nude picture, of victim
13 D.W. to defendant MOORE's website, <http://isanyoneup.com>.

14 Overt Act No. 29: On or about January 8, 2012, defendant
15 MOORE paid \$294 to defendant EVENS using Paypal.

16 Overt Act No. 30: On or about January 8, 2012, defendant
17 MOORE posted a nude picture of victim D.W. on his website
18 website, <http://isanyoneup.com>.

19 Overt Act No. 31: On or about January 9, 2012, defendant
20 EVENS submitted pictures, including a nude picture, of victim
21 V.E. to defendant MOORE's website, <http://isanyoneup.com>.

22 Overt Act No. 32: On or about January 9, 2012, defendant
23 MOORE posted a nude picture of victim K.L. on his website
24 website, <http://isanyoneup.com>.

25 Overt Act No. 33: On or about January 9, 2012, defendant
26 EVENS submitted pictures, including a nude picture, of victim
27 T.G. to defendant MOORE's website, <http://isanyoneup.com>.

1 Overt Act No. 34: On or about January 9, 2012, defendant
2 MOORE paid \$264 to defendant EVENS using Paypal.

3 Overt Act No. 35: On or about January 12, 2012, defendant
4 MOORE posted a nude picture of victim V.E. on his website
5 website, <http://isanyoneup.com>.

6 Overt Act No. 36: On or about January 16, 2012, defendant
7 MOORE sent to defendant EVENS an e-mail asking defendant EVENS
8 to "hack more."

9 Overt Act No. 37: On or about January 22, 2012, defendant
10 EVENS accessed victim S.M.'s e-mail account without
11 authorization.

12 Overt Act No. 38: On or about January 22, 2012, defendant
13 EVENS obtained nude pictures of victim S.M. from victim S.M.'s
14 e-mail account.

15 Overt Act No. 39: On or about January 24, 2012, defendant
16 EVENS submitted pictures, including a nude picture, of victim
17 S.M. to defendant MOORE's website, <http://isanyoneup.com>.

18 Overt Act No. 40: On or about January 25, 2012, defendant
19 MOORE paid \$200 to defendant EVENS using Paypal.

20 Overt Act No. 41: On or about January 27, 2012, defendant
21 MOORE posted a nude picture of victim S.M. on his website
22 website, <http://isanyoneup.com>.

23 Overt Act No. 42: On or about January 29, 2012, defendant
24 MOORE sent to defendant EVENS an e-mail stating he needed nude
25 pictures.

26 Overt Act No. 43: On or about January 29, 2012, defendant
27 EVENS accessed victim T.K.'s e-mail account without
28 authorization.

1 Overt Act No. 44: On or about January 29, 2012, defendant
2 EVENS obtained pictures, including a nude picture, of victim
3 T.K. from victim T.K.'s e-mail account.

4 Overt Act No. 45: On or about January 29, 2012, defendant
5 EVENS submitted pictures, including a nude picture, of victim
6 T.K. to defendant MOORE's website, <http://isanyoneup.com>.

7 Overt Act No. 46: On or about January 29, 2012, defendant
8 MOORE paid \$350 to defendant EVENS using Paypal.

9 Overt Act No. 47: On or about January 29, 2012, defendant
10 MOORE posted a nude picture of victim T.K. on his website
11 website, <http://isanyoneup.com>.

12 Overt Act No. 48: On or about February 21, 2012,
13 defendant MOORE sent to defendant EVENS an e-mail requesting
14 nude pictures of "7 girls and 3 dudes."

15 Overt Act No. 49: On or about February 21, 2012,
16 defendant MOORE sent to defendant EVENS an e-mail confirming
17 defendant MOORE's mother's e-mail address as
18 quebella2011@gmail.com.

19 Overt Act No. 50: On or about February 21, 2012,
20 defendant EVENS sent to defendant MOORE an e-mail requesting a
21 wire transfer.

22 Overt Act No. 51: On or about February 21, 2012,
23 defendant EVENS sent to defendant MOORE an e-mail containing
24 defendant EVENS' bank account information.

25 Overt Act No. 52: On or about February 21, 2012,
26 defendant MOORE electronically transferred \$500 from his bank
27 account to defendant EVENS.

28

1 Overt Act No. 53: On or about February 23, 2012,
2 defendant MOORE electronically transferred \$135 from his bank
3 account to defendant EVENS.

4 Overt Act No. 54: On or about February 23, 2012,
5 defendant MOORE sent to defendant EVENS an e-mail stating that
6 he "only sent 135."

7 Overt Act No. 55: On or about March 2, 2012, defendant
8 MOORE sent to defendant EVENS an e-mail asking defendant EVENS
9 to submit nude pictures so defendant MOORE could "send the other
10 lk."

11 Overt Act No. 56: On or about March 2, 2012, defendant
12 MOORE electronically transferred \$900 from his bank account to
13 defendant EVENS.

14 Overt Act No. 57: On or about March 2, 2012, defendant
15 EVENS sent to defendant MOORE an e-mail confirming that he had
16 received \$900.

COUNTS TWO THROUGH EIGHT

[18 U.S.C. §§ 1030(a)(2)(C), (c)(2)(B)(i), 2]

5. The Grand Jury hereby repeats and realleges paragraphs 1, 3, and 4 of this Indictment, including all subparagraphs, as if fully set forth herein.

6. On or about the dates set forth below, in Los Angeles County, within the Central District of California, and elsewhere, defendants HUNTER MOORE and CHARLES EVENS, also known as "Gary," aiding and abetting one another, knowingly and intentionally accessed and caused to be accessed without authorization, and thereby obtained information, namely, the contents of the following victim's e-mail account, from a computer used in and affecting interstate and foreign commerce, namely, a server of the service provider described below, for purposes of private financial gain:

COUNT	DATE	ACCOUNT HOLDER VICTIM	SERVICE PROVIDER
TWO	12/8/2011	L.B.	Google
THREE	12/30/2011	V.E.	Google
FOUR	1/1/2012	K.L.	Google
FIVE	1/4/2012	P.L.	Google
SIX	1/7/2012	T.G.	Yahoo!
SEVEN	1/22/2012	S.M.	Google
EIGHT	1/29/2012	T.K.	Google

COUNTS NINE THROUGH FIFTEEN

[18 U.S.C. §§ 1028A(a) (1), 2]

7. The Grand Jury hereby repeats and realleges paragraphs 1, 3, and 4 of this Indictment, including all subparagraphs, as if fully set forth herein.

8. On or about the dates set forth below, in Los Angeles County, within the Central District of California, and elsewhere, defendants HUNTER MOORE and CHARLES EVENS, also known as "Gary," aiding and abetting one another, knowingly and without lawful authority possessed and used, and willfully caused others to possess and use, means of identification of other persons, that is, the usernames of the below-described individuals, during and in relation to the below-described felony violations of unauthorized access to a protected computer to obtain information for private financial gain, in violation of Title 18, United States Code, Sections 1030(a)(2)(C), (c)(2)(B)(i):

COUNT	DATE	VICTIM	RELATED COUNT
NINE	12/8/2011	L.B.	TWO
TEN	12/30/2011	V.E.	THREE
ELEVEN	1/1/2012	K.L.	FOUR
TWELVE	1/4/2012	P.L.	FIVE
THIRTEEN	1/7/2012	T.G.	SIX

///

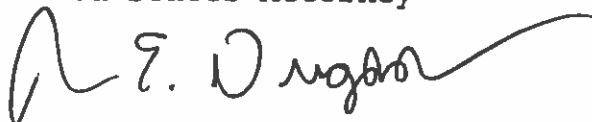
///

COUNT	DATE	VICTIM	RELATED COUNT
FOURTEEN	1/22/2012	S.M.	SEVEN
FIFTEEN	1/29/2012	T.K.	EIGHT

A TRUE BILL

Foreperson 

ANDRÉ BIROTTE JR.
United States Attorney



ROBERT E. DUGDALE
Assistant United States Attorney
Chief, Criminal Division

WESLEY L. HSU
Assistant United States Attorney
Chief, Cyber and Intellectual Property Crimes Section

ERIC D. VANDEVELDE
Assistant United States Attorney
Deputy Chief, Cyber and Intellectual Property Crimes
Section

WENDY T. WU
Assistant United States Attorney
Cyber and Intellectual Property Crimes Section