

NEWS RELEASE



***OFFICE OF THE UNITED STATES ATTORNEY
SOUTHERN DISTRICT OF CALIFORNIA
San Diego, California***

***United States Attorney
Karen P. Hewitt***

For Further Information, Contact: Assistant U.S. Attorney Alessandra P. Serano (619) 557-7084

For Immediate Release

NEWS RELEASE SUMMARY - December 29, 2008

Today, United States Attorney Karen P. Hewitt announced the unsealing of a criminal complaint charging JAY KYLEE BAIN with possession of child pornography.

According to the complaint, between 2005 and August 7, 2008, BAIN possessed computer media and several computers containing hundreds of images of minors engaged in sexually explicit conduct. The complaint also identified BAIN as having been formerly employed as a middle school teacher at La Presa Middle School. The complaint alleges that in 2005, BAIN sent graphic photographs of himself to one of his former seventh-grade, female students. Furthermore, according to the complaint, between November 2005 and October 2006, BAIN engaged this student in sexually-based email conversations. The conduct was not reported until 2007. Bain admitted to corresponding with at least one other student via email.

Today, BAIN was arraigned on the complaint in federal court in San Diego and is in federal custody. BAIN's next court appearance, a detention hearing, is scheduled for Friday, January 2, 2009 at 2:30 p.m., before United States Magistrate Judge William McCurine, Jr.

This case stems from an investigation by San Diego Sheriff's Department and assisted by the San Diego Internet Crimes Against Children Task Force, whose members include the Federal Bureau of Investigation, the Immigration and Customs Enforcement, the San Diego Police Department, the San Diego County Sheriff's Department, the Chula Vista Police Department, the United States Attorney's Office, the San Diego District Attorney's Office, the United States Postal Inspection Service, the Naval Criminal Investigative Service, the United States Marshals Service, the Regional Computer Forensics Laboratory, the Defense Criminal Investigative Service, and the El Cajon Police Department.

This case is being brought as part of Project Safe Childhood, a nationwide initiative designed to combat the growing epidemic of child exploitation and abuse launched in May 2006 by the Department of Justice. Led by United States Attorneys' Offices and the Criminal Division's Child Exploitation and Obscenity Section (CEOS), Project Safe Childhood marshals federal, state and local resources to better locate, apprehend, and prosecute individuals who exploit children via the Internet, as well as identify and rescue victims. For more information about Project Safe Childhood, please visit www.projectsafechildhood.gov

DEFENDANT

JAY KYLEE BAIN
San Diego, California

Case Number: 06MJ3924

SUMMARY OF CHARGES

Title 18, United States Code, Section and 2252(a)(4)(B) (Possession of Child Pornography)
Maximum Penalty: 10 years' incarceration and \$250,000 fine.

AGENCY

San Diego Sheriff's Office

A complaint is not evidence that the defendant committed the crime charged. The defendant is presumed innocent until the United States meets its burden in court of proving guilt beyond a reasonable doubt.