

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI  
SOUTHWESTERN DIVISION**

**UNITED STATES OF AMERICA,**

Plaintiff,

v.

**DAKOTAH JAMES GILMORE**

[DOB 08-18-1990]

Defendant.

**No.** 22-5003-01-CR-SW-BP

**COUNT 1**

18 U.S.C. §§ 2252(a)(2) and (b)(1)

NLT 5 Years

NMT 20 Years Imprisonment

NMT \$250,000 Fine

NLT 5 Years or Life Supervised Release

Class C Felony

**FORFEITURE ALLEGATION**

18 U.S.C. § 2253

Restitution

\$100 Special Assessment

\$5,000.00 JVTA Special Assessment

**INDICTMENT**

**THE GRAND JURY CHARGES THAT:**

**COUNT 1**

(Receipt and Distribution of Child Pornography)

18 U.S.C. § 2252(a)(2)

18 U.S.C. § 2252(b)(1)

Beginning on an unknown date, but as early as February 1, 2020, and continuing through January 21, 2022, said dates being approximate, in Jasper County, in the Western District of Missouri, **DAKOTAH JAMES GILMORE**, the defendant, knowingly received and distributed any visual depiction that had been mailed and shipped and transported in interstate commerce, and which contains materials which had been so mailed and shipped and transported by any means, including by computer, the production of which involved the use of a minor engaging in sexually

explicit conduct and which visual depiction was of such conduct, all in violation of Title 18, United States Code, Sections 2252(a)(2) and (b)(1).

**FORFEITURE ALLEGATION**

(Criminal Forfeiture)

18 U.S.C. § 2253

The allegations contained in Count 1 of this Indictment are hereby realleged and incorporated by reference for the purpose of alleging forfeitures pursuant to Title 18, United States Code, Section 2253.

Pursuant to Title 18, United States Code, Section 2253, the defendant shall forfeit to the United States of America:

1. Any visual depiction described in Title 18, United States Code, Sections 2251, 2251A, 2252, 2252A or 2260, or any book, magazine, periodical, film, videotape, or other matter which contains any such visual depiction, which was produced, transported, mailed, shipped, or received in violation of Title 18, United States Code, Chapter 110;
2. Any property, real or personal, constituting or traceable to gross profits or other proceeds obtained from the offense; and
3. Any property, real or personal, used or intended to be used to commit or to promote the commission of the offense, or any property traceable to such property.

The property to be forfeited includes, but is not limited to:

1. An Apple iPhone, bearing IMEI 352901115389036, seized on or about January 21, 2022.

**SUBSTITUTE ASSETS**

If any of the property described above, as a result of any act or omission of the defendant:

1. cannot be located upon the exercise of due diligence;
2. has been transferred or sold to, or deposited with, a third party;
3. has been placed beyond the jurisdiction of the court;
4. has been substantially diminished in value; or
5. has been commingled with other property which cannot be divided without difficulty,

The United States of America shall be entitled to forfeiture of substitute property pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 2253(b), and by Title 28, United States Code, Section 2461(c).

**A TRUE BILL**

*/s/ Monica Stone*  
FOREPERSON OF THE GRAND JURY

*/s/ Stephanie Wan*  
**STEPHANIE L. WAN**  
Assistant United States Attorney  
Missouri Bar #58918  
Dated: 1/26/2022  
Springfield, Missouri