



DEVELOPMENTAL & FORENSIC PEDIATRICS, P.A.

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- I. I have prepared this affidavit at the request of the Child Sexual Exploitation and Obscenity Section of the United States Department of Justice. The issue addressed in this document is the adverse impact upon children who have been victimized through child sexual exploitation in the form of pornography.

- II. I have worked as a Pediatrician for 29 years and in the area of Forensic Pediatrics since 1980. Serving as a multidisciplinary child abuse team member for 25 years, I have examined hundreds of children who have been the victims of child sexual abuse as well as other forms of child maltreatment. I have lectured throughout the United States and internationally, providing more than 200 trainings in the areas of child sexual exploitation, child sexual abuse, physical abuse and neglect. For the past 8 years, I have focused my areas of expertise on child sexual exploitation and child sexual abuse. I have been an instructor at the National Center for Missing and Exploited Children in Alexandria, Virginia for more than four years, and have provided training on the medical analysis of child pornography images to prosecutors, investigators and forensic analysts in the US, Canada, and Europe. I have provided direct patient care to several children who have been sexually abused and pornographically photographed or videotaped. These clinical evaluations

have included family interviews, investigator interviews to include review of the pornographic images, victim medical interviews, behavioral analyses, and full medical examinations as well as case conferences after the medical evaluation. In addition to having evaluated children and youths victimized in this manner, I have also analyzed more than five thousand images of child pornography over the past six years. These images were computer files, videotapes, DVDs, Polaroid pictures, and published images in trade magazines. The overwhelming majority of this contraband was computer stored images and videotapes, confiscated during investigations from the United States, Canada, and Southeast Asia. I have served as an expert witness in criminal prosecutions involving child pornography in state, federal and court martial proceedings.

- III. I have recently completed a textbook on the subject of child sexual exploitation which is projected for public release within the next four to six weeks. The text, entitled *Medical, Legal, and Social Science Aspects of Child Sexual Exploitation: A Comprehensive Review of Pornography, Prostitution, and Internet Crimes* has four other co-authors: Richard Estes, DSW, ACSW, Angelo P. Giardino, MD, PhD, FAAP, Nancy D. Kellogg, MD, and Victor I. Vieth, JD. The ISBNs are 1-878060-37-6 and 1-878060-72-6. This compendium reviews issues relevant to child pornography in great depth. With the inclusion of the works of more than fifty contributors, the text

represents a compilation of information relevant to the problem of children who are sexually abused and exploited.

IV. Child pornography leads to several detrimental outcomes for children. First and foremost, child pornography represents images of child sexual abuse. Child pornography is also evidence of the scene of a crime. Its increase on the Internet is an example of the well known phenomenon of supply and demand. Advertising for additional images clearly increases the chance of further abuse of children, since present criminal research is revealing that many child pornography images reach the Internet from the very homes and families of the child victims. As individuals collect and trade child pornography, a market for newer and more extreme images emerges (Taylor & Quayle, 2003). It is for this reason, as well as the obvious preverbal nature of the victims that more infant and toddler images of sexual abuse are being found on the Web. The physical and psychological impact of this form of child abuse varies with the age of the victims, as is the case with all forms of child sexual abuse. Although infants and toddlers are less likely to recall victimization, they are at increased risk for genital injury and harm to reproductive organs both from direct trauma, and remote infections to which they have minimal immunity (Pokorny, Pokorny, & Kramer, 1992; Neinstein, Goldenring & Carpenter, 1984). Pre-school and elementary school aged victims have an increased risk for sexualized behaviors, dissolution of appropriate boundaries and revictimization. Sexualized behaviors in

nonabused children generally peak at 5 years of age. Consequently, persistence of sexualized behaviors beyond this period would be developmentally abnormal from a psychosexual perspective (Friedrich, 1993). Children who have been sexually abused and pornographically photographed within the 5-12 year old age group are at increased risk to have additional problems with shame, self-blame, eating disorders, and sexual offending against other children. Shame and self-blame have been found to make people more vulnerable to four negative influences upon health: revictimization, posttraumatic stress disorder (PTSD), depression, and eating disorders (Kessler & Bieschke, 1999; Brewin, Andrews, & Rise, 2000; Andrews & Hunter, 1997; Andrews 1997.) School aged children who have been sexually abused have been reported to have greater cognitive impairments and deficits in school achievement (Einbender & Friedrich, 1989; Rust & Troupe 1991). Youths in the adolescent years who have been pornographically victimized are at risk for depression, computer aversion, anxiety disorders, PTSD, runaway behaviors or being thrown away from home with subsequent homelessness and revictimization through prostitution. Sexually abused children demonstrate less socially competent behaviors and perceive themselves as different from other people with significantly less trust of those in their families and immediate surroundings (Mannarino & Cohen 1996, Stern 1995).

- V. When foreign national children are depicted pornographically, there is typically an association with commercial sexual exploitation as well as possible child sex tourism. Foreign national children particularly from the Southeast Asian countries are frequently potential victims of abduction, trafficking and brothel based prostitution in association with pornographic production. Identified children who have been exploited in the US and Europe have had an increased incidence of intrafamilial victimization, in that family members or close acquaintances are responsible for the production of the sexual abuse images. This betrayal of trust and blatant disregard for the humanity of what are often biological offspring yields a lifetime legacy of distress and dysfunction.
- VI. The landmark Adverse Childhood Experiences (ACE) study by Felitti et al (2001) revealed that adults who had experienced four or more types of adverse childhood events were at significantly increased risk for numerous and diverse medical conditions to include ischemic heart disease, cancer, diabetes, skeletal fractures, hepatitis, strokes, and chronic lung disease. For women in particular, arthritis and physical disabilities were included in these sequela. The childhood events studied included psychological abuse, physical abuse, contact sexual abuse, exposure to substance abuse, parental mental illness, exposure to violent treatment of the mother or stepmother, and exposure to criminal behavior. It is easy to deduce that child sexual exploitation with

sexual abuse and pornography production would likely entail four or more of these adverse experiences.

- VII. One of the worse forms of child pornography is that which depicts sadism and bondage. Children and adults who are abused in a sadistic manner have been reported to have more severe manifestations of acute and posttraumatic stress disorder. In particular, PTSD symptoms associated with re-experiencing of the trauma of bondage can lead to the long term impact of fearfulness, claustrophobia, and anxiety. Sadistic child sexual abuse often entails physical abuse as well, and subsequent resultant substance abuse as a form of self medication and self injurious behaviors are a potential outcome.
- VIII. It is important to note that there is a close link between child pornography and the prostitution of children and youths. Pornography of a specific child is often used as a form of extortion for sexual compliance, as a form of education for children who are made available for sexual purposes to other adults, and as a form of entry into a more consistent method of victimization through prostitution. Pornography involving other children is often shown to potential victims as a means of desensitizing them to sexual contact between an adult and a child. It is also used as an attempt to normalize sexual assault. The use of Internet child pornography as an advertisement to contact offenders is well described in numerous criminal cases in the US. These images are often produced by a victim's family member and distributed on the

Web as an invitation to sex for money. This form of exploitation has immense potential for harm to children and youths to include PTSD, depression, suicidality, intimate partner violence, substance abuse, runaway behaviors with homelessness, serious and potentially life threatening sexually transmitted diseases such as HIV/AIDS, and murder.

IX. Child pornography is also an instrument in the potential cyber-enticement of children and youths. Predators who enter “tween” and teen online chat rooms often select a victim for aggressive solicitation of cybersex and or a meeting which will typically result in a contact sexual offense. The use of child pornography in these online solicitations has been reported in numerous covert investigations. Transmission of child sexual abuse images is to reassure the potential victim of the mainstream nature of sex with children and to encourage cooperation with the offender. In addition, the pornography is used to gradually lull the child or youth into a mindset that would ultimately lead to a compliant victim (Lanning, 2004). This sexually exploitive material consequently is both cause and effect of further victimization of children and youths.

X. In summary, the victim impact of child pornography is far reaching. Further research is needed, in light of the fact that public access to the Internet only became available in 1995. Just 10 years have passed since this immense technological advance began to change society and communication forever.

Advertising for child pornography promotes a process of further victimization which is untenable within the justice system of the United States. The production of child sexual abuse images will cause life long trauma in the majority of victims. The solicitation of these images promotes a cycle of child sexual abuse from within a victim's home to as far as continents away. The distribution of child pornography may be used to lure and entice other innocent children and youths online or to encourage unscrupulous predators to seek sexual encounters within the homes of children exploited by their own family members. Child pornography provides no benefit to society in any way; it serves as a huge detriment to the well being of children and youths and its prurient nature demands immediate, decisive and strongly punitive action.

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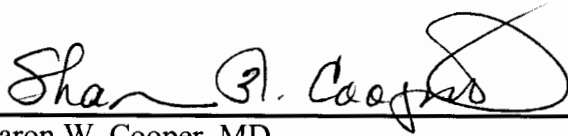
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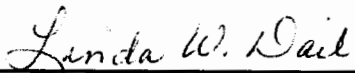
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Executed this 18 day of March 2005, in Fayetteville, North Carolina



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Subscribed and sworn to before me by Sharon W. Cooper on this 18th day of MARCH 2005 to certify which witness my hand and seal of office.



Notary Public *Commission Expires 10-28-08*