

FILED ENTERED
LOGGED RECEIVED

JAN 04 2012

UNITED STATES DISTRICT COURT
DISTRICT OF MARYLAND

11-5470 PWB

AT BALTIMORE
CLERK, U.S. DISTRICT COURT
DISTRICT OF MARYLAND

BY *[Signature]* DEPUTY
UNITED STATES OF AMERICA

11-1558

v.

FABIAN PALMER

CRIMINAL COMPLAINT
CASE NUMBER:

I, Michelle C. Gast, the undersigned complainant being duly sworn, state the following is true and correct to the best of my knowledge and belief. On or about December 23, 2011, within the special maritime jurisdiction of the United States the defendant FABIAN PALMER did

Knowingly engage in a sexual act, as defined in 18 U.S.C. Section 2246(2), with another person, and that such person had ~~not~~ attained the age of 12 years but had not attained the age of 16, and ~~was~~ person was at least four years younger than the defendant,

in violation of Title 18 United States Code, Section(s)2243(a).

JAN 03 2012

AT BALTIMORE
CLERK U.S. DISTRICT COURT
DISTRICT OF MARYLAND DEPUTY

BY

I further state that I am a Special Agent of the Federal Bureau of Investigation, and that this complaint is based on the following facts: Official Title

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof: Yes No

[Signature]
Michelle C. Gast, Sp. Agent, F.B.I.

Sworn to before me and subscribed in my presence,

December 26, 2011
Date

at

Baltimore, Maryland.

Susan K. Gauvey
United States Magistrate Judge

[Signature]
Signature of Judicial Officer

AFFIDAVIT IN SUPPORT OF A CRIMINAL COMPLAINT**I. Purpose of the Affidavit**

1. This affidavit is submitted in support of a criminal complaint charging Fabian Palmer with sexual abuse of a minor in violation of 18 United States Code Section 2243(a).

II. Your Affiant

2. Your affiant, Michelle C. Gast, is a Special Agent of the Federal Bureau of Investigation, in Baltimore, Maryland. As such, your affiant is a law enforcement officer of the United States within the meaning of Section 2510(7) of Title 18 of the United States Code, that is, an officer empowered by law to conduct investigations of, and make arrests for, offenses enumerated in Section 2516 of Title 18.
3. Your affiant has been a duly sworn Special Agent since April of 2010. Your affiant is familiar with the facts and circumstances of the investigation that is the subject of this criminal complaint.
4. The information set forth below is based upon my personal observations or upon information provided to me by other law enforcement officers participating in the investigation.

III. Probable Cause

5. On or about December 23, 2011, Fabian Palmer committed an act of sexual abuse of a minor within the special maritime jurisdiction of the United States as defined in 18 U.S.C. Section 7. The sexual abuse took place on the vessel Enchantment of the Seas (hereinafter referred to as "vessel"), a cruise ship operated by Royal Caribbean Cruise Lines. The vessel departed Baltimore, Maryland on December 17, 2011 and returned to Baltimore on December 24, 2011. The female minor victim of the sexual abuse, designated herein by the initials N. C., is currently 14 years of age. Fabian Palmer is twenty-five years of age, and is thus more than four years older than the victim. The victim was on the cruise in the company of her relatives. Palmer is employed by Royal Caribbean and is assigned to the vessel.

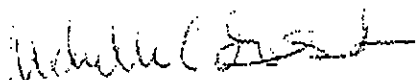
6. During the cruise and prior to December 23, 2011, Fabian Palmer had befriended N.C. and her family. He regularly engaged them in conversation on

the pool deck of the vessel. Palmer addressed N.C. by her last name, although she had never told him her name.

7. On December 23, 2011, at approximately 11:30pm, Palmer encounter N.C. on the vessel while she was alone in a corridor of the vessel. Palmer told N.C. to come with her, Palmer took her into a deserted gymnasium. Palmer told N.C. to wait at the top of a stairwell as he descended the stairs to a lower level. Palmer then motioned for N.C. to follow him down the stairs into the male locker room. Once inside, Palmer brought N.C. into a bathroom and proceeded to touch her buttocks and elsewhere on her person. Palmer kissed her and then removed her pants and underwear. N.C. protested Palmer's actions. Palmer asked the victim if she was scared; and she replied that she was. Palmer directed N.C. to lie on the floor and she complied. Palmer then positioned himself on top of N.C. and penetrated her vaginally with his penis. N.C. protested that Palmer was hurting her and Palmer told N.C. that is was supposed to hurt. Another employee of the vessel knocked on the bathroom door. Palmer removed his penis from inside N.C. and got up. N.C. dressed herself and left the male locker room returned to her cabin. N.C. was crying, Palmer approached her and told her to stop crying, act normal, go to her room and take a shower. N.C. took a shower. She later encountered Palmer on the vessel and he instructed her not to say anything because he would get in trouble.
8. Video cameras on the vessel captured the likenesses of Palmer, N.C. and the second employee of the vessel outside the male locker room at or about the time of the sexual abuse. The victim, N.C., has identified Palmer's likeness, her own likeness, and the likeness of the second employee on the videos. N. C. also picked out the likeness of Palmer from a photo array and stated that "Fabian" Palmer was the individual who penetrated her vaginally with his penis.
9. Palmer was also interviewed by employees of Royal Caribbean. He denied having sex with any fourteen year-old females, but stated that he did have sex with N.C. but that she told him that she was sixteen years-old.

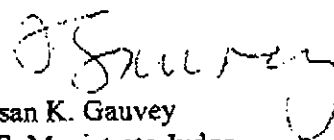
IV. Conclusion

Based on the foregoing, I submit that there is probable cause to believe that Fabian Palmer did knowingly engage in a sexual act, as defined in 18 U.S.C. Section 2246(2), with another person, and that such person had attained the age of 12 years but had not attained the age of 16 years, and that such person is at least four years younger than Palmer, in violation of 18 U.S.C. Section 2243(a).



Michelle C. Gast
Special Agent, Federal Bureau of
Investigation

Subscribed and sworn before me
on December 26, 2011



Susan K. Gauvey
U.S. Magistrate Judge