AFFIDAVIT OF FBI SPECIAL AGENT MARY KATHRYN ITNYRE
IN SUPPORT OF CRIMINAL COMPLAINT

I, Mary Kathryn Itnyre, being duly sworn, depose and state the following:

1. I am a Special Agent of the Federal Bureau of Investigation (FBI) assigned to the Northern Virginia Resident Agency of the Washington Field Office. I have been employed by the FBI since April 1995. My experience involves the supervision and investigation of violent crimes. I am currently assigned to investigations relating to crimes against children.

2. This affidavit is being submitted in support of a criminal complaint against MARK ALLEN JACKSON, hereafter JACKSON. Based upon my investigation, there is probable cause to believe that JACKSON transported a minor in interstate commerce from the state of Maryland to the Commonwealth of Virginia for the purpose of engaging in illicit sexual conduct in violation of Title 18 U.S.C. §2423(b).

3. This affidavit is based on my own investigation and on the investigation of other law enforcement officers with whom I have spoken or whose reports I have received.

4. The facts set forth in this affidavit do not represent my entire knowledge of this matter. Rather, the facts set forth are merely for the limited purpose of establishing probable cause.

5. During the 2008 - 2009 school year, JACKSON was an ROTC instructor at Charles Herbert Flowers High School, 10001 Ardwick Ardmore Road, Springdale, Maryland.

6. In September 2008, JACKSON developed a "father figure and friend" relationship with a 16 year old student in one of his classes, hereafter identified as "Jane Doe."

7. In December 2008 and January 2009, JACKSON and Jane Doe engaged in a sexual relationship during the time period when JACKSON was one of Jane Doe's high school teachers. Specifically, Jane Doe stated that on three separate occasions, JACKSON picked Jane Doe up in his personal vehicle at her residence in Maryland and transported her to his residence in Virginia. While at JACKSON's residence in Virginia, they engaged in sexual intercourse.

8. On March 3, 2009, Jane Doe's mother conducted a tape recorded consensually monitored telephone call with JACKSON from the Fairfax County Police Department, Mount Vernon District Station, Alexandria, Virginia. In the call, JACKSON admitted that Jane Doe had been to his residence in Alexandria, Virginia, and that they had engaged in a sexual relationship on two occasions.

9. On March 5, 2009, JACKSON was interviewed at the Fairfax County Police Department, Mount Vernon District Station. He was advised that he was not under arrest and that his interview with law enforcement officials at the police station was voluntary. JACKSON was further advised he was free to leave at any time during the interview.

10. JACKSON stated that Jane Doe was one of his ROTC students at Charles Herbert Flowers High School where he was employed as a teacher, and he admitted that Jane Doe had been to his residence in Alexandria, Virginia on two occasions during the

current academic school year. JACKSON said that on the first occasion, he picked Jane Doe up at her residence in Maryland and drove her to his residence in Virginia in his personal vehicle. JACKSON said that he and Jane Doe then engaged in sexual intercourse. However, JACKSON said that when he picked Jane Doe up at her residence in Maryland on a second occasion and drove Jane Doe to his residence in Virginia, they did not engage in sexual intercourse.

11. On March 9, 2009, JACKSON left a voicemail for Detective Loriann LaBarca, Fairfax County Police Department, requesting that she contact him. On March 10, 2009, during a telephone conversation between JACKSON and Detective LaBarca, JACKSON requested to meet with Detective LaBarca to "talk again."

12. On March 10, 2009, JACKSON was interviewed at the Fairfax County Police Department, Mount Vernon District Station. During that interview, he admitted that he had sexual intercourse with Jane Doe on two occasions during her first visit to his residence in Virginia.

13. Title 18, U.S.C. §2423(f) defines illicit sexual conduct as a sexual act with a person under 18 years of age that would be in violation of Chapter 109A if the sexual act had occurred within the special maritime and territorial jurisdiction of the United States. Section §2246 defines a sexual act as including contact between the penis and the vulva.

14. Based upon the facts above, I have probable cause to believe that MARK ALLEN JACKSON, has violated Title 18 U.S.C. §2423(b) by transporting a minor in interstate commerce from the state of Maryland to the state of Virginia for the purpose of engaging in illicit sexual conduct. Consequently, I ask that a warrant be issued for his arrest.

Mary Kathryn Itnyre
Special Agent
Federal Bureau of Investigation
Manassas, Virginia

Subscribed and sworn to before me this 13th day of August, 2009.

/s/
Ivan D. Davis
United States Magistrate Judge