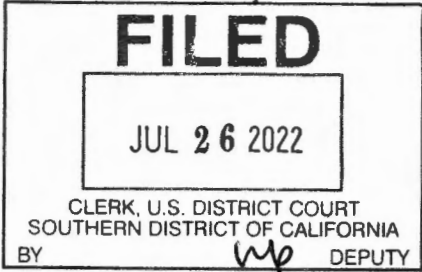


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9 **UNITED STATES DISTRICT COURT**  
 10 **SOUTHERN DISTRICT OF CALIFORNIA**

11 UNITED STATES OF AMERICA,  
 12 Plaintiff,  
 13 v.  
 14 MATTHEW ISAAC WOLFE (2),  
 15 aka "Ben,"  
 16 Defendant.

Case No. 19CR4488-JLS  
  
PLEA AGREEMENT

17 IT IS HEREBY AGREED between the plaintiff, UNITED STATES OF  
 18 AMERICA, through its counsel, RANDY S. GROSSMAN, United States Attorney,  
 19 and Joseph S. Green and Alexandra F. Foster, Assistant United States  
 20 Attorneys, and Defendant MATTHEW ISAAC WOLFE, with the advice and  
 21 consent of Lupe Rodriguez, counsel for Defendant, as follows:

22 I  
 23 **THE PLEA**

24 Defendant agrees to plead guilty to Count 1 of the Superseding  
 25 Indictment charging Defendant with:

COUNT 1  
Conspiracy to Commit  
Sex Trafficking by Force, Fraud and Coercion

Beginning on an unknown date, but no later than approximately 2012, and continuing through October 9, 2019, within the Southern District of California and elsewhere, defendants MICHAEL JAMES PRATT, aka "Mark," MATTHEW ISAAC WOLFE, aka "Ben," Ruben Andre Garcia, aka "Jonathan" (charged elsewhere), Theodore Wilfred Gyi, aka "Teddy" (charged elsewhere), and Valorie Moser (charged elsewhere), conspired and agreed with each other and others to knowingly, in and affecting interstate and foreign commerce, recruit, entice, harbor, transport, provide, obtain, advertise, maintain, patronize, and solicit by any means a person - to wit, Victims 1-15 - knowing and in reckless disregard of the fact that means of force, threats of force, fraud, coercion, and any combination of such means, would be used to cause these persons to engage in a commercial sex act, and to benefit financially and receive anything of value from participation in a venture engaged in such acts, in violation of Title 18, United States Code, Section 1591(a)(1) and (a)(2).

All in violation of Title 18, United States Code, Section 1594(c).

The Government agrees to (1) move to dismiss the remaining charges without prejudice when Defendant is sentenced, and (2) not prosecute Defendant thereafter on such dismissed charges unless Defendant breaches the plea agreement or the guilty plea entered pursuant to this plea agreement is set aside for any reason. If Defendant breaches this agreement or the guilty plea is set aside, section XII below shall apply.

II

NATURE OF THE OFFENSE

A. ELEMENTS EXPLAINED

The offense to which Defendant is pleading guilty has the following elements:

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Count 1 - Conspiracy to Commit Sex Trafficking by  
Force, Fraud and Coercion

1. The defendant agreed with one or more persons to knowingly recruit, entice, harbor, transport, provide, obtain, maintain, patronize or solicit a person to engage in a commercial sex act by force, threat of force, fraud or coercion.

2. The conspiracy was in or affecting interstate or foreign commerce.

B. ELEMENTS UNDERSTOOD AND ADMITTED - FACTUAL BASIS

Defendant has fully discussed the facts of this case with defense counsel. Defendant has committed each element of the crime and admits that there is a factual basis for this guilty plea. The following facts are true and undisputed:

1. Beginning in no later than 2012 and continuing up to October 2019, Defendant participated in a conspiracy with Michael James Pratt, Ruben Andre Garcia, Theodore Wilfred Gyi, Valerie Moser, and others, to recruit Victims 1-15, as identified in the Superseding Indictment, and others, to engage in a commercial sex acts using force, fraud and coercion.

2. Michael Pratt was the owner and operator of the pornography website girlsdoporn.com. Girlsdoporn.com featured sex videos of young adult women appearing in their first pornographic video. Defendant was Pratt's friend and business partner. In addition to filming girlsdoporn videos and running the day-to-day operations of the business, Defendant operated the website

1 girlsdotoys.com, which featured many of the same women  
2 appearing in pornographic videos with sex toys. The two  
3 websites, girlsdoporn.com and girlsdotoys.com, were run  
4 by Pratt and Defendant as a single business venture  
5 (hereinafter "GDP"). Both websites were supported by the  
6 same employees operating out of a shared office in San  
7 Diego.

8 3. GDP charged visitors a subscription fee to access the  
9 websites' content. The websites generated millions of  
10 dollars in revenue. Throughout the conspiracy, GDP  
11 received millions of views. To promote the websites,  
12 video content from both sites was posted on free porn  
13 sites such as PornHub.com, one of the world's most  
14 visited porn sites. The videos from GDP posted on  
15 PornHub.com were often viewed millions of times  
16 according to PornHub's view counters.

17 4. Defendant moved to the United States in 2011 to work for  
18 Pratt at GDP, and he worked there full-time until October  
19 2019. Defendant had a wide range of responsibilities at  
20 GDP. Defendant was the cameraman for approximately one  
21 hundred GDP videos; Defendant uploaded finished videos  
22 onto GDP; Defendant oversaw GDP's financial books and  
23 bank accounts; and Defendant operated various business  
24 entities that were used to support GDP. Defendant also  
25 helped market GDP's websites.

26 5. To persuade women to appear in the pornographic videos  
27 for GDP, Defendant and others in the conspiracy told the  
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women that the videos would never be posted on-line, that the videos would never be released in the United States, and that no one who knew the women would ever find out about the video. Defendant and other members of the conspiracy knew these representations were false, because the videos produced by GDP were exclusively marketed and distributed on the internet.

6. Defendant was aware that GDP employed young women to serve as references for GDP, and that the references provided prospective models with additional false assurances that the videos would not be posted on-line. GDP used young women as references, because the Defendant and his co-conspirators believed that hearing these assurances from other young women would increase the likelihood that the models would make these videos.

7. Most of the sex videos created as a part of the GDP conspiracy were shot at hotels or short-term rental units in and around San Diego County. Defendant and others had the women sign contracts, but often did not give the women the opportunity to read the contracts, nor did they provide copies of the contracts to the women.

8. The women were misled about how long the video shoots lasted. Many were told the video production would take around 30 minutes, when they typically lasted for several hours. The Defendant agrees that multiple women would testify that the video shoots were rough and caused

1           them great pain, and that the women asked to stop  
2           filming, but Defendant and/or his co-conspirators  
3           refused to stop. Sometimes, if the women asked to stop  
4           taping, the Defendant and others in the room told the  
5           women that if they stopped or quit filming, the women  
6           could be sued for breach of contract, that their flights  
7           home would be cancelled, or that the company would post  
8           the victim's video on-line.

9           9. In approximately 2015, GDP hired co-defendant Theodore  
10          Wilfred Gyi as a cameraman. Defendant instructed Gyi on  
11          how to run the video shoots and told Gyi that, if asked,  
12          Gyi should tell the women that the videos would not be  
13          posted on the internet, even though the Defendant knew  
14          that this promise was untrue.

15          10. Defendant and other members of the conspiracy took  
16          active steps to ensure that the women did not find out  
17          that Defendant and the other members of the conspiracy  
18          operated GDP. These steps included the use of aliases  
19          and the intentional omission of any reference to the  
20          websites in company names and documents.

21          11. Defendant became aware that personal identifying  
22          information and social media accounts for some victims  
23          were being posted on pornwikileaks.com, a site  
24          controlled by PRATT and dedicated to "exposing" the true  
25          identities of individuals appearing in sex videos,  
26          causing the victims to be subjected to severe  
27          harassment. Even after Defendant became aware of this,  
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Defendant and others continued to assure prospective models that "no one" would ever find out about their video shoot or learn their identity.

III

PENALTIES

The crimes to which Defendant is pleading guilty carries the following penalties:

Count 1

- A. a maximum term of life in prison;
- B. a maximum \$250,000 fine;
- C. a mandatory special assessment of \$100 per count;
- D. an additional mandatory special assessment of \$5,000 per count pursuant to 18 U.S.C. § 3014;
- E. a term of supervised release of not less than 5 years and up to life. Failure to comply with any condition of supervised release may result in revocation of supervised release, requiring Defendant to serve in prison, upon revocation, all or part of the statutory maximum term of supervised release;
- F. an order from the Court pursuant to 18 U.S.C. § 3663A that defendant make mandatory restitution to the victims of the offense of conviction, or the estates of the victims. Defendant understands that the Court shall also order, if agreed to by the parties in this plea agreement, restitution to persons other than the victims of the offense of conviction;

1 G. registration as a sex offender under the Sex Offender  
2 Registration and Notification Act\*\*; and

3 H. Defendant has been advised by counsel and understands that,  
4 because Defendant is not a citizen of the United States,  
5 Defendant's conviction in this case may have adverse  
6 immigration consequences, including Defendant's removal or  
7 deportation from the United States. Defendant may also be  
8 denied United States citizenship and admission to the United  
9 States in the future.

10 \*\*Defendant understands, acknowledges and agrees to the following  
11 concerning his sex offender registration: "I am required to register  
12 and keep my registration current in each of the following jurisdictions:  
13 where I reside; where I am an employee; and where I am a student. I  
14 understand that the requirements for registration include providing my  
15 name, my residence address, and the names and addresses of any places  
16 where I am or will be an employee or a student, among other information.  
17 I further understand that the requirement to keep the registration  
18 current including informing at least one jurisdiction in which I reside,  
19 am an employee, or am a student not later than three business days after  
20 any change of my name, residence, employment, or student status. I have  
21 been advised, and understand, that failure to comply with these  
22 obligations subjects me to prosecution for failure to register under  
23 federal law, 18 U.S.C. § 2250, which is punishable by fine or  
24 imprisonment, or both."

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IV

**DEFENDANT'S WAIVER OF TRIAL RIGHTS AND  
UNDERSTANDING OF CONSEQUENCES**

This guilty plea waives Defendant's right at trial to:

- A. Continue to plead not guilty and require the Government to prove the elements of the crime beyond a reasonable doubt;
- B. A speedy and public trial by jury;
- C. The assistance of counsel at all stages;
- D. Confront and cross-examine adverse witnesses;
- E. Testify and present evidence and to have witnesses testify on behalf of Defendant; and,
- F. Not testify or have any adverse inferences drawn from the failure to testify.

V

**DEFENDANT ACKNOWLEDGES NO PRETRIAL RIGHT TO BE PROVIDED WITH IMPEACHMENT AND AFFIRMATIVE DEFENSE INFORMATION**

Any information establishing the factual innocence of Defendant known to the undersigned prosecutor in this case has been turned over to Defendant. The Government will continue to provide such information establishing the factual innocence of Defendant.

If this case proceeded to trial, the Government would be required to provide impeachment information for its witnesses. In addition, if Defendant raised an affirmative defense, the Government would be required to provide information in its possession that supports such a defense. By pleading guilty Defendant will not be provided this information, if any, and Defendant waives any right to this information. Defendant will not attempt to withdraw the guilty plea or to file a collateral attack based on the existence of this information.

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VI

**DEFENDANT'S REPRESENTATION THAT GUILTY  
PLEA IS KNOWING AND VOLUNTARY**

Defendant represents that:

- A. Defendant has had a full opportunity to discuss all the facts and circumstances of this case with defense counsel and has a clear understanding of the charges and the consequences of this plea. By pleading guilty, Defendant may be giving up, and rendered ineligible to receive, valuable government benefits and civic rights, such as the right to vote, the right to possess a firearm, the right to hold office, and the right to serve on a jury. The conviction in this case may subject Defendant to various collateral consequences, including but not limited to revocation of probation, parole, or supervised release in another case; debarment from government contracting; and suspension or revocation of a professional license, none of which can serve as grounds to withdraw Defendant's guilty plea.
- B. No one has made any promises or offered any rewards in return for this guilty plea, other than those contained in this agreement or otherwise disclosed to the Court.
- C. No one has threatened Defendant or Defendant's family to induce this guilty plea.
- D. Defendant is pleading guilty because Defendant is guilty and for no other reason.

VII

**AGREEMENT LIMITED TO U.S. ATTORNEY'S OFFICE  
SOUTHERN DISTRICT OF CALIFORNIA**

This plea agreement is limited to the United States Attorney's Office for the Southern District of California and cannot bind any other authorities in any type of matter, although the Government will bring this plea agreement to the attention of other authorities if requested by Defendant.

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VIII

APPLICABILITY OF SENTENCING GUIDELINES

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3 The sentence imposed will be based on the factors set forth in 18  
4 U.S.C. § 3553(a). In imposing the sentence, the sentencing judge must  
5 consult the United States Sentencing Guidelines (Guidelines) and take  
6 them into account. Defendant has discussed the Guidelines with defense  
7 counsel and understands that the Guidelines are only advisory, not  
8 mandatory. The Court may impose a sentence more severe or less severe  
9 than otherwise applicable under the Guidelines, up to the maximum in  
10 the statute of conviction. The sentence cannot be determined until a  
11 presentence report is prepared by the U.S. Probation Office and defense  
12 counsel and the Government have an opportunity to review and challenge  
13 the presentence report. Nothing in this plea agreement limits the  
14 Government's duty to provide complete and accurate facts to the district  
15 court and the U.S. Probation Office.

IX

SENTENCE IS WITHIN SOLE DISCRETION OF JUDGE

16 This plea agreement is made pursuant to Federal Rule of Criminal  
17 Procedure 11(c)(1)(B). The sentence is within the sole discretion of  
18 the sentencing judge who may impose the maximum sentence provided by  
19 statute. It is uncertain at this time what Defendant's sentence will  
20 be. The Government has not made and will not make any representation  
21 about what sentence Defendant will receive. Any estimate of the probable  
22 sentence by defense counsel is not a promise and is not binding on the  
23 Court. Any recommendation by the Government at sentencing also is not  
24 binding on the Court. If the sentencing judge does not follow any of  
25 the parties' sentencing recommendations, Defendant will not withdraw  
26 the plea.



X

PARTIES' SENTENCING RECOMMENDATIONS

A. SENTENCING GUIDELINE CALCULATIONS

Although the Guidelines are only advisory and just one factor the Court will consider under 18 U.S.C. § 3553(a) in imposing a sentence, the parties will jointly recommend the following Base Offense Level, Specific Offense Characteristics, Adjustments, and Departures:

1.	Base Offense Level [§ 2G1.1]	14
2.	Uncharged Conduct [§ 5K2.21]	+20 <sup>1</sup>
3.	Aggravating Role [§ 3B1.1]	+2
4.	Acceptance of Responsibility [§ 3E1.1]	-3

B. ACCEPTANCE OF RESPONSIBILITY

Despite paragraph A above, the Government need not recommend an adjustment for Acceptance of Responsibility if Defendant engages in conduct inconsistent with acceptance of responsibility including, but not limited to, the following:

1. Fails to truthfully admit a complete factual basis as stated in the plea at the time the plea is entered, or falsely denies, or makes a statement inconsistent with, the factual basis set forth in this agreement;
2. Falsely denies prior criminal conduct or convictions;
3. Is untruthful with the Government, the Court or probation officer; or
4. Breaches this plea agreement in any way.

<sup>1</sup> The parties agree that the Defendant is pleading guilty to the conspiracy count under 18 U.S.C. Sec. 1594. Nonetheless, the parties also agree that a level of 34 (14 + 20), consistent with the Base Offense Level for 18 U.S.C. Sec. 1591, most accurately reflects the Defendant's conduct and culpability in this matter.



1 C. FURTHER ADJUSTMENTS AND SENTENCE REDUCTIONS INCLUDING THOSE  
2 UNDER 18 U.S.C. § 3553

3 Defendant may request or recommend additional downward  
4 adjustments, departures, or variances from the Sentencing Guidelines  
5 under 18 U.S.C. § 3553. The Government will oppose any downward  
6 adjustments, departures, or variances not set forth in Section X,  
7 paragraph A above.

8 D. NO AGREEMENT AS TO CRIMINAL HISTORY CATEGORY

9 The parties have **no** agreement as to Defendant's Criminal History  
10 Category.

11 E. "FACTUAL BASIS" AND "RELEVANT CONDUCT" INFORMATION

12 The facts in the "factual basis" paragraph of this agreement are  
13 true and may be considered as "relevant conduct" under USSG § 1B1.3 and  
14 as the nature and circumstances of the offense under 18 U.S.C.  
15 § 3553(a)(1).  
16

17 F. PARTIES' RECOMMENDATIONS REGARDING CUSTODY

18 The United States will recommend that the Defendant be sentenced  
19 to the midrange of the sentencing guidelines, as calculated by the  
20 United States. The United States will not recommend a sentence above  
21 150 months in custody.  
22

23 G. SPECIAL ASSESSMENTS/FINE/RESTITUTION

24 1. Special Assessments

25 The parties will jointly recommend that Defendant pay a special  
26 assessment in the amount of \$100.00 per felony count of conviction.  
27 The Government will recommend that the Court impose an additional  
28

1 mandatory special assessment of \$5,000 per count pursuant to 18 U.S.C.  
2 § 3014.

3 2. Fine

4 The parties will not recommend imposition of a fine.

5 3. Restitution

6 An order of restitution in an amount determined by the Court is  
7 mandatory pursuant to 18 U.S.C. § 1593. The parties agree that the  
8 Court should issue an Order consistent with the Restitution Order issued  
9 against co-Defendant Ruben Andre Garcia[3]. See ECF Dkt. No. 270.

10 H. SUPERVISED RELEASE

11 If the Court imposes a term of supervised release, Defendant will  
12 not seek to reduce or terminate early the term of supervised release  
13 until Defendant has served at least 2/3 of the term of supervised  
14 release and has fully paid and satisfied any special assessments, fine,  
15 criminal forfeiture judgment, and restitution judgment.  
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18 **XI**

19 **DEFENDANT WAIVES APPEAL AND COLLATERAL ATTACK**

20 Defendant waives (gives up) all rights to appeal and to  
21 collaterally attack every aspect of the conviction and sentence. This  
22 waiver includes, but is not limited to, any argument that the statute  
23 of conviction or Defendant's prosecution is unconstitutional and any  
24 argument that the facts of this case do not constitute the crime  
25 charged. The only exceptions are that (1) Defendant may appeal a  
26 custodial sentence above 180 months; and (2) Defendant may collaterally  
27 attack the conviction or sentence on the basis that Defendant received  
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1 ineffective assistance of counsel. If Defendant appeals, the Government  
2 may support on appeal the sentence or restitution order actually  
3 imposed.

4 **XII**

5 **BREACH OF THE PLEA AGREEMENT**

6 Defendant and Defendant's attorney know the terms of this agreement  
7 and shall raise, before the sentencing hearing is complete, any claim  
8 that the Government has not complied with this agreement. Otherwise,  
9 such claims shall be deemed waived (that is, deliberately not raised  
10 despite awareness that the claim could be raised), cannot later be made  
11 to any court, and if later made to a court, shall constitute a breach  
12 of this agreement.

13 Defendant breaches this agreement if Defendant violates or fails  
14 to perform any obligation under this agreement. The following are non-  
15 exhaustive examples of acts constituting a breach:

- 16 1. Failing to plead guilty pursuant to this agreement;
- 17 2. Failing to fully accept responsibility as established in  
18 Section X, paragraph B, above;
- 19 3. Failing to appear in court;
- 20 4. Attempting to withdraw the plea;
- 21 5. Failing to abide by any court order related to this case;
- 22 6. Appealing (which occurs if a notice of appeal is filed)  
23 or collaterally attacking the conviction or sentence in  
24 violation of Section XI of this plea agreement; or
- 25 7. Engaging in additional criminal conduct from the time of  
26 arrest until the time of sentencing.

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1 If Defendant breaches this plea agreement, Defendant will not be  
2 able to enforce any provisions, and the Government will be relieved of  
3 all its obligations under this plea agreement. For example, the  
4 Government may proceed to sentencing but recommend a different sentence  
5 than what it agreed to recommend above. Or the Government may pursue  
6 any charges including those that were dismissed, promised to be  
7 dismissed, or not filed as a result of this agreement (Defendant agrees  
8 that any statute of limitations relating to such charges is tolled  
9 indefinitely as of the date all parties have signed this agreement;  
10 Defendant also waives any double jeopardy defense to such charges). In  
11 addition, the Government may move to set aside Defendant's guilty plea.  
12 Defendant may not withdraw the guilty plea based on the Government's  
13 pursuit of remedies for Defendant's breach.

14 Additionally, if Defendant breaches this plea agreement: (i) any  
15 statements made by Defendant, under oath, at the guilty plea hearing  
16 (before either a Magistrate Judge or a District Judge); (ii) the factual  
17 basis statement in Section II.B in this agreement; and (iii) any  
18 evidence derived from such statements, are admissible against Defendant  
19 in any prosecution of, or any action against, Defendant. This includes  
20 the prosecution of the charge(s) that is the subject of this plea  
21 agreement or any charge(s) that the prosecution agreed to dismiss or  
22 not file as part of this agreement, but later pursues because of a  
23 breach by the Defendant. Additionally, Defendant knowingly,  
24 voluntarily, and intelligently waives any argument that the statements  
25 and any evidence derived from the statements should be suppressed,  
26 cannot be used by the Government, or are inadmissible under the United  
27 States Constitution, any statute, Rule 410 of the Federal Rules of  
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1 Evidence, Rule 11(f) of the Federal Rules of Criminal Procedure, and  
2 any other federal rule.

3 XIII

4 CONTENTS AND MODIFICATION OF AGREEMENT

5 This plea agreement embodies the entire agreement between the  
6 parties and supersedes any other agreement, written or oral. No  
7 modification of this plea agreement shall be effective unless in writing  
8 signed by all parties.

9 XIV

10 DEFENDANT AND COUNSEL FULLY UNDERSTAND AGREEMENT

11 By signing this agreement, Defendant certifies that Defendant has  
12 read it (or that it has been read to Defendant in Defendant's native  
13 language). Defendant has discussed the terms of this agreement with  
14 defense counsel and fully understands its meaning and effect.

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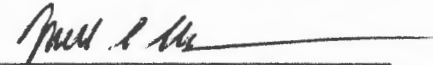
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DEFENDANT SATISFIED WITH COUNSEL

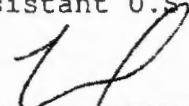
Defendant has consulted with counsel and is satisfied with counsel's representation. This is Defendant's independent opinion, and Defendant's counsel did not advise Defendant about what to say in this regard.

RANDY S. GROSSMAN  
United States Attorney

7/25/2022  
DATED

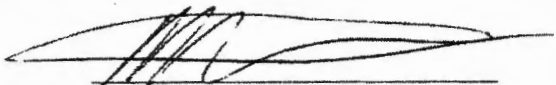
  
JOSEPH S. GREEN/ALEXANDRA F. FOSTER  
Assistant U.S. Attorneys

7/22/22  
DATED

  
LUPE RODRIGUEZ  
Defense Counsel

IN ADDITION TO THE FOREGOING PROVISIONS TO WHICH I AGREE, I SWEAR UNDER PENALTY OF PERJURY THAT THE FACTS IN THE "FACTUAL BASIS" SECTION ABOVE ARE TRUE.

7/22/22  
DATED

  
MATTHEW ISAAC WOLFE  
Defendant