

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA)	
)	
v.)	Criminal No.
)	[UNDER SEAL]
EXTREME ASSOCIATES, INC.)	(18 U.S.C. §§ 371, 1461,
ROBERT ZICARI)	1465, and 2)
a/k/a Rob Black)	
JANET ROMANO)	
a/k/a Lizzie Borden)	

INDICTMENT

COUNT ONE

The grand jury charges:

1. Beginning in or around September 2000, and continuing to on or about July 30, 2003, in the Western District of Pennsylvania and elsewhere, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, did knowingly conspire with one another, and with individuals both known and unknown to the grand jury, to commit offenses against the United States, to wit:

- knowingly using the mails for the mailing, carriage in the mails, and delivery and knowingly causing to be delivered according to the direction thereon, non-mailable obscene matters, namely, video tapes, in violation of Title 18, United States Code, Section 1461; and
- knowingly using a facility and means of interstate and foreign commerce, that is, the Internet through an interactive computer service, in and affecting such commerce for the purpose of sale and distribution of obscene films and images and other obscene matters, in violation of Title

18, United States Code, Section 1465.

PURPOSE AND OBJECT OF THE CONSPIRACY

2. It was the purpose and object of the conspiracy to engage in the business of selling and distributing obscene video tapes, DVDs and computer movie files through the United States mail and the Internet for the personal gain, benefit, profit and advantage of the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden.

MANNER AND MEANS OF THE CONSPIRACY

3. It was part of the conspiracy that the defendant, ROBERT ZICARI, a/k/a Rob Black, formed and incorporated defendant, EXTREME ASSOCIATES, INC., as a California corporation.

4. It was further part of the conspiracy that the defendants, ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, and others known and unknown to the grand jury, owned, managed, and operated defendant EXTREME ASSOCIATES, INC., and a World Wide Web site on the Internet with a domain name of "www.extremeassociates.com."

5. It was further part of the conspiracy that the domain name "www.extremeassociates.com" was registered to an entity known as "Ontario Video & News Inc.," a New York corporation, and that defendant ROBERT ZICARI, a/k/a Rob Black, held the position of administrative contact for

"www.extremeassociates.com."

6. It was further part of the conspiracy that the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, would and did use the web site "www.extremeassociates.com" to, among other things, advertise, take orders for, sell and facilitate the distribution of obscene video tapes, DVDs and computer video files.

7. It was further part of the conspiracy that potential customers would and did navigate on the Internet to "www.extremeassociates.com" where they would and did find descriptions of and excerpts from obscene video tapes, DVDs and computer movie files offered for sale by the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, and where they would and did place orders for the obscene video tapes and DVDs and download computer movie files.

8. It was further part of the conspiracy that defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, would and did engage outside companies to duplicate obscene video tapes and DVDs in order to fill customer mail orders.

9. It was further part of the conspiracy that the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, provided two purchase options for customers to the website: customers could and did choose delivery of obscene video

tapes and DVDs through the United States mail or United Parcel Service, or customers could and did choose to download available computer movie files from the website.

10. It was further part of the conspiracy that, after duplication, defendants EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, would and did distribute the obscene video tapes and DVDs by sending them through the United States mails from Van Nuys, California to their customers throughout the United States and outside of the United States.

11. It was further part of the conspiracy that the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, would and did enable customers to the website to pay the purchase cost for the obscene video tapes, DVDs and computer movie files with credit cards, checks, and money orders.

12. It was further part of the conspiracy that customers to the website "www.extremeassociates.com" were directed to make all checks or money orders payable to "Extreme Associates, Inc." at the order and remittance address of 16032 Sherman Way #6, Van Nuys, California 91406.

13. It was further part of the conspiracy that the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden,

would and did receive mail, including orders for obscene matters, at the address of 16032 Sherman Way #6, Van Nuys, California 91406.

14. It was further part of the conspiracy that defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, would and did deposit and cause to be deposited, into bank accounts they owned and controlled, payments from customers who had purchased obscene video tapes and DVDs.

15. It was further part of the conspiracy that the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, distributed obscene videotapes and DVDs to wholesale distributors throughout the United States, including to a distributor located in the Western District of Pennsylvania which is known to the grand jury.

16. It was further part of the conspiracy that the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, accepted payment from wholesale distributors for obscene matters sold to such distributors, and deposited said payments into bank accounts controlled by the defendants.

17. It was further part of the conspiracy that the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, did offer "membership" in the "www.extremeassociates.com" web site in return for a payment by the customer of \$89.95

every three months.

18. It was further part of the conspiracy that the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, provided access to certain portions of the web site "www.extremeassociates.com" which were available to those customers who paid a membership fee, including areas which contained obscene video clips.

OVERT ACTS

19. In furtherance of the conspiracy and to achieve its objects, one or more of the members of the conspiracy committed the following overt acts, among others, in the Western District of Pennsylvania and elsewhere, on or about the following dates:

a. On or about July 17, 2002, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, accepted an order for a video tape copy of "Forced Entry - Director's Cut," and accepted payment in the form of a charge to an undercover credit card used by the United States Postal Inspection Service.

b. On or about July 22, 2002, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, caused a

copy of the video tape named "Forced Entry - Director's Cut" to be addressed and sent from Van Nuys, California for delivery to a post office box located in Pittsburgh, Pennsylvania, using the United States mail.

c. On or about July 17, 2002, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, accepted an order for a video tape copy of "Cocktails #2 - Director's Cut," and accepted payment in the form of a charge to an undercover credit card used by the United States Postal Inspection Service.

d. On or about July 22, 2002, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, caused a copy of the video tape named "Cocktails #2 - Director's Cut" to be addressed and sent from Van Nuys, California for delivery to a post office box located in Pittsburgh, Pennsylvania, using the United States mail.

e. On or about November 29, 2002, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, caused a copy of the video tape named "Extreme Teen #24" to be addressed and sent from Van Nuys, California for delivery to a post office box located in Ingomar, Pennsylvania, using the United States mail.

f. On or about November 29, 2002, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a

Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, deposited into their bank account at the Bank of America a money order dated November 22, 2002 in the amount of \$119.80, and applied a credit of \$29.95, all of which represented payment for, among other things, the video tape copy of "Extreme Teen #24" referenced in the preceding overt act.

g. From in or around September, 2002, and continuing thereafter on a quarterly basis until July, 2003, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, accepted payment in the form of a charge in the amount of \$89.95 to an undercover credit card used by the United States Postal Inspection Service, for membership in the web site "www.extremeassociates.com."

h. On or about December 11, 2002, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, made available in "The Piss Zone" portion of the web site "www.extremeassociates.com" an obscene video clip entitled "valeriejospit.wmv," approximately two minutes, 54 seconds in length.

i. On or about December 12, 2002, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, made available in "The Piss Zone" portion of the web site "www.extremeassociates.com" an obscene video clip entitled "jewel.mpeg," approximately 37 seconds in length

j. On or about December 13, 2002, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, made available in "The Piss Zone" portion of the web site "www.extremeassociates.com" an obscene video clip entitled "PZ Summer Breeze.mpeg," approximately one minute, 49 seconds in length.

k. On or about December 17, 2002, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, made available in the "Double Penetration" portion of the web site "www.extremeassociates.com" an obscene video clip entitled "dp_gangbang_7_gen_X.mpeg," approximately one minute, 16 seconds in length.

l. On or about February 7, 2003, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, made available in "the Ex-Factor" portion of the web site "www.extremeassociates.com" an obscene video clip entitled "miacum.mpeg," approximately one minute, 21 seconds in length.

m. On or about February 25, 2003, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, made available in "The Ex-Factor" portion of the web site "www.extremeassociates.com" an obscene video clip entitled "anasspirations1.mpeg," approximately 58 seconds in

length.

All in violation of Title 18, United States Code,
Section 371.

COUNT TWO

The grand jury further charges:

On or about July 25, 2002, in the Western District of Pennsylvania, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, knowingly caused to be delivered by mail according to the direction thereon to a post office box located in Pittsburgh, Pennsylvania, non-mailable obscene matter, that is, a video tape identified as "Forced Entry - Director's Cut."

In violation of Title 18, United States Code, Sections 1461 and 2.

COUNT THREE

The grand jury further charges:

On or about July 25, 2002, in the Western District of Pennsylvania, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, knowingly caused to be delivered by mail according to the direction thereon to a post office box located in Pittsburgh, Pennsylvania, non-mailable obscene matter, that is, a video tape identified as "Cocktails #2 - Director's Cut."

In violation of Title 18, United States Code, Sections 1461 and 2.

COUNT FOUR

The grand jury further charges:

On or about December 4, 2002, in the Western District of Pennsylvania, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, knowingly caused to be delivered by mail according to the direction thereon to a post office box located in Ingomar, Pennsylvania, non-mailable obscene matter, that is, a video tape identified as "Extreme Teen #24."

In violation of Title 18, United States Code, Sections 1461 and 2.

COUNT FIVE

The grand jury further charges:

On or about December 11, 2002, in the Western District of Pennsylvania and elsewhere, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, knowingly used an interactive computer service (as defined in section 230(e)(2) of the Communications Act of 1934) in and affecting interstate commerce for the purpose of selling and distributing an obscene matter, that is, a video clip entitled "valeriejospit.wmv," approximately two minutes, 54 seconds in length, through the membership section of the web site "www.extremeassociates.com."

In violation of Title 18, United States Code,
Sections 1465 and 2.

COUNT SIX

The grand jury further charges:

On or about December 12, 2002, in the Western District of Pennsylvania and elsewhere, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, knowingly used an interactive computer service (as defined in section 230(e)(2) of the Communications Act of 1934) in and affecting interstate commerce for the purpose of selling and distributing an obscene matter, that is, a video clip entitled "jewel.mpeg," approximately 37 seconds in length, through the membership section of the web site "www.extremeassociates.com."

In violation of Title 18, United States Code, Sections 1465 and 2.

COUNT SEVEN

The grand jury further charges:

On or about December 13, 2002, in the Western District of Pennsylvania and elsewhere, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, knowingly used an interactive computer service (as defined in section 230(e)(2) of the Communications Act of 1934) in and affecting interstate commerce for the purpose of selling and distributing an obscene matter, that is, a video clip entitled "PZ Summer Breeze.mpeg," approximately one minute, 49 seconds in length, through the membership section of the web site "www.extremeassociates.com."

In violation of Title 18, United States Code,
Sections 1465 and 2.

COUNT EIGHT

The grand jury further charges:

On or about December 17, 2002, in the Western District of Pennsylvania and elsewhere, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, knowingly used an interactive computer service (as defined in section 230(e)(2) of the Communications Act of 1934) in and affecting interstate commerce for the purpose of selling and distributing an obscene matter, that is, a video clip entitled "dp_gangbang_7_gen_X.mpeg," approximately one minute, 16 seconds in length, through the membership section of the web site "www.extremeassociates.com."

In violation of Title 18, United States Code, Sections 1465 and 2.

COUNT NINE

The grand jury further charges:

On or about February 7, 2003, in the Western District of Pennsylvania and elsewhere, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, knowingly used an interactive computer service (as defined in section 230(e)(2) of the Communications Act of 1934) in and affecting interstate commerce for the purpose of selling and distributing an obscene matter, that is, a video clip entitled "miacum.mpeg," approximately one minute, 21 seconds in length, through the membership section of the web site "www.extremeassociates.com."

In violation of Title 18, United States Code, Sections 1465 and 2.

COUNT TEN

The grand jury further charges:

On or about February 25, 2003, in the Western District of Pennsylvania and elsewhere, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, knowingly used an interactive computer service (as defined in section 230(e)(2) of the Communications Act of 1934) in and affecting interstate commerce for the purpose of selling and distributing an obscene matter, that is, a video clip entitled "anasspirations1.mpeg," approximately 58 seconds in length, through the membership section of the web site "www.extremeassociates.com."

In violation of Title 18, United States Code,
Sections 1465 and 2.

FORFEITURE ALLEGATIONS

1. The Grand Jury realleges and incorporates by reference the allegations contained in Counts One through Ten of this Indictment for the purpose of alleging criminal forfeitures pursuant to Title 18, United States Code, Section 1467.

2. As a result of the commission of the violations charged in Count One through Ten of this Indictment, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, produced, transported, mailed, and shipped obscene material, including obscene video tapes, DVDs and computer movie files, subjecting said property to forfeiture to the United States of America pursuant to Title 18, United States Code, Section 1467(a)(1).

3. As a result of the commission of the violations charged in Count One through Ten of this Indictment, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, did acquire the following property, which constitutes, and is traceable to, the gross profits and other proceeds obtained directly from such violations, thereby subjecting said property to forfeiture to the United States of America pursuant to Title 21, United States Code, Section 1467(a)(2):

(a) United States currency, cash equivalents, and bank account balances, constituting the

gross proceeds of such violations.

4. In commission of the violations charged in Counts One through Ten of this Indictment, the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, used the following property to commit, and to promote the commissions of, said violations, thereby subjecting the property to forfeiture to the United States of America pursuant to Title 18, United States Code, Section 1467(a)(3):

(a) the Internet domain name, Extremeassociates.com.

5. If through any act or omission by the defendants, EXTREME ASSOCIATES, INC., ROBERT ZICARI, a/k/a Rob Black, and JANET ROMANO, a/k/a Lizzie Borden, any or all of the property described in paragraphs 2 through 4 above (hereinafter the "Subject Properties")

(a) Cannot be located upon the exercise of due diligence;

(b) Has been transferred, sold to, or deposited with a third person;

(c) Has been placed beyond the jurisdiction of the Court;

(d) Has been substantially diminished in value; or

(e) Has been commingled with other property which cannot be subdivided without

difficulty,

the United States intends to seek forfeiture of any other property of the defendants up to the value of the Subject Properties forfeitable above pursuant to Title 18, United States Code, Section 1467(n).

A True Bill,

FOREPERSON

MARY BETH BUCHANAN
United States Attorney
PA ID No. 50254