

Case 07

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Assessed case number: ECLI:DE:BGH:2020:040820B3STR132.20.0

Title: Human Trafficking and Prostitution, Pimping

- What type of trafficking/exploitation is being analysed?**

Sexual THB	Forced Labour	Forced Criminal Activities	Minor Exploitation and forced adoption	Polycrime	Other (Specify the type)	All the aforementioned
x				x	Organising prostitution, robbery and bodily harm, tax evasion, money laundering	

- Please provide a brief description of the case (about 500 words)**

The Regional Court sentenced one defendant to a juvenile sentence of two years and nine months for "aiding and abetting pimping", "aiding and abetting particularly serious forced prostitution in combination with pimping", "robbery in combination with intentional bodily harm" and "attempted robbery in combination with intentional bodily harm". It found two co-defendants guilty of "particularly serious forced prostitution in combination with pimping"; for this offence and further offences, the Regional Court sentenced one co-defendant to a total term of imprisonment of six years and six months and another co-defendant to a juvenile sentence of five years. In addition, it ordered the confiscation of the value of the proceeds of the offence against the accused as well as against the co-defendants.

- Which is the *modus operandi* of the entities using cyber tools for trafficking and/or exploitation?**

MODUS OPERANDI	Yes/No	Description
To add		
Other	Yes	Organising prostitution, robbery and bodily harm, tax evasion, money laundering



• **Please provide more details on the perpetrator(s):**

Was/were the perpetrator(s) male or female?	male
Which is the nationality of the perpetrator(s)?	German, Bulgarian
In which country was he/she, were they operating?	Germany, Bulgarian
Was it an individual or a group?	Group
Were there any preliminary indicators for early detection?	no
Which other aspects are important?	

• **Which were the main characteristics of the victim(s)?**

THB Victims	Involved (x)	Please describe in more detail
Men		
Women	X	
Minors		
LGTBI		
Country of origin	Bulgarian	
Country of exploitation	Germany	
Capturing Method	False promises	
Coercion Method (debt-bonded, victims' families threatened...)	Exploitation, bodily harm	
Handing over the passport	Yes	
Other		
Unknown		

• **What were the money laundering mechanisms used by traffickers?**

Money Laundering Mechanisms	Involved (x)	Please describe in more detail
Checks and money orders to anonymous post office boxes		
Back accounts in foreign countries		
Funnel account(s)		
Route cash from different cities		
Money Mules		
Hawala System		



Purchase of corporate vehicles or real estate		
Cash business entities such as restaurants or bars		
Other	X	The perpetrators took most of the money of the victims in cash and spent the money in Germany and in Bulgaria
Unknown		

• **Has the case been tried or is it still under investigation?**

Legal Procedure	Yes/No	Please describe in more detail
Case with judgment	Yes	ECLI:DE:BGH:2021:210421B1STR27.21.0
Under investigation		

• **What was the economic evidence of the crime?**

Economic evidence	Yes/No	Please describe in more detail
Money Transfers		
Banks Accounts		
Unjustified Financial Wealth		
Network Accountancy		
Financial Study of the Victim		
Wallet Cards		
Suspicious transactions		
Cryptocurrency exchanges or payments		
Cash payments		
Faster Payments Inwards (FPI) from the same entity		
Same mobile number or email address		
Hawala Payments		
Various bank accounts beneficiaries		
Others	Yes	Large amounts of cash in private facilities
Unknown		

• **What activities in internet were considered suspicious?**

Internet Activities	Yes/No	Please describe in more detail
Online money transfers	No	
Purchases at online gaming sites	No	
Ads on Backpage.com or similar sites	No	



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Social media to recruitment	No	
Use of digital platforms to advertise deceptive job offers and to market exploitative services to potential paying customers	No	
Fishing potential victims by posting advertisements	No	
Use of video equipment to stream and broadcast exploitative services	No	
Used of multiple online profiles	No	
Use of specific apps: Please circle the relevant apps or add the name at the end if not listed	No	<p>Ex:</p> <p>1) For Advertising : Facebook, Instagram, TikTok, etc.;</p> <p>2) For Recruitment and Communication: FaceTime, IMO, Messenger, Signal, Signal, Skype, Viber, WA, WeChat, Zalo, etc.</p> <p>3) For Logistic: video-sharing platforms distributing essential logistic instructions, satellite images and photos, planned routes, Google Maps waypoints, GPS data, etc.; Guidance, including mapping applications (Maps.me, Google Maps) for remotely guiding migrants across borders through tailor-made tutorials and YouTube videos containing detailed guides on how to navigate migrant routes, where to cross borders or buy fake documents, how to find smuggling hotspots, shelter or assistance, etc.;</p> <p>4) For Payments, online transfer of fees and documentation of payment proof via messaging services, hawala, etc.</p> <p>5) Countermeasures adopted by smugglers to anonymize their services, AppLocks, Secure Folders, burner applications, DiskDigger, private VPN connections, or clone apps, Fake GPS and modified display caller ID (Numberbook).</p>
Others	No	

• **Other relevant information or important case specificities:**

		Please describe in more detail



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