

# Notice of Federal Funding and Federal Disclaimer

This presentation is supported by Grant No. 15PBJA-22-GK-03018-CAPL awarded by the Bureau of Justice Assistance. The Bureau of Justice Assistance is a component of the Office of Justice Programs, which also includes the Bureau of Justice Statistics, the National Institute of Justice, the Office of Juvenile Justice and Delinquency Prevention, the Office for Victims of Crime, and Office of Sex Offender Sentencing, Monitoring, Apprehending, Registering, and Tracking. Points of view or opinions in this document are those of the author and do not necessarily represent the official position or policies of the U.S. Department of Justice.

# About the Capital Case Litigation Initiative (CCLI) for Prosecutors

APA provides resources for capital and complex homicide prosecutors and prosecution teams, including investigators and victim/witness advocates



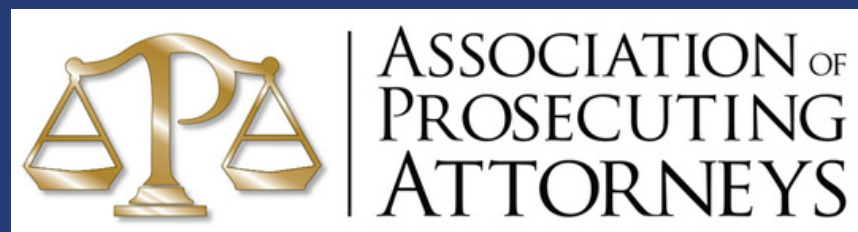
- Regional & national prosecution conferences
- Virtual trainings & webinars
- Current resources such as fact sheets and other publications
- A listserv of 600+ capital prosecutors and SMEs
- Jurisdiction-specific training and technical assistance opportunities

# Learn More & Request Trainings or Technical Assistance for Your Office:

Visit [www.APAInc.org](http://www.APAInc.org)

or

Email [sasha.beatty@APAInc.org](mailto:sasha.beatty@APAInc.org)



A person in a dark suit is pointing at a screen. The background is a dark blue, textured surface. Overlaid on the screen are several hexagonal icons: a green cloud with an upward arrow, a red question mark, a magnifying glass, a smartphone with a lock icon, and a gear. The text is overlaid on the screen.

**DIGITAL EVIDENCE**

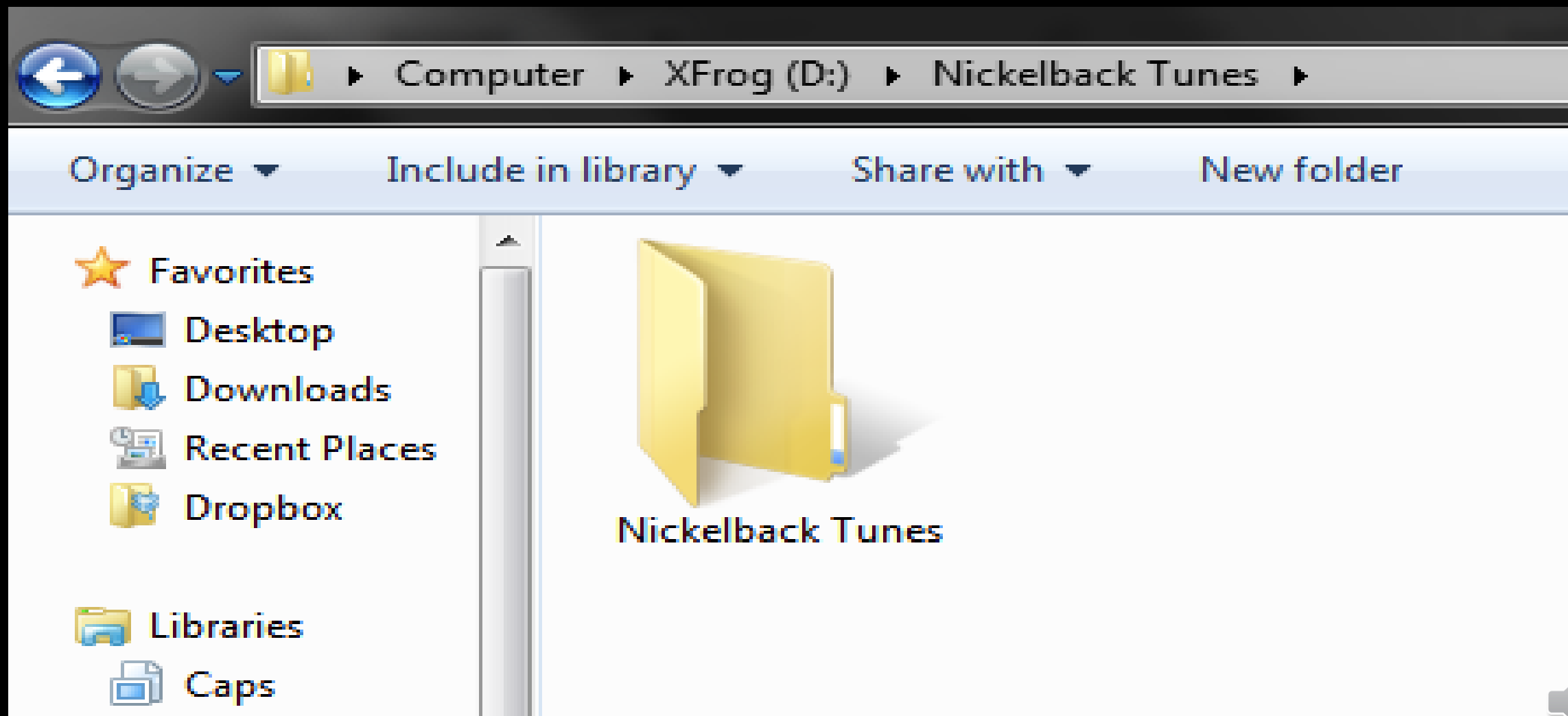
**AND SEARCH WARRANTS IN COMPLEX**

**HOMICIDE CASES**

**OR...**

*Matthew A. Breedon  
Senior Assistant District Attorney  
Ogeechee Judicial Circuit*


# How to effectively hide pornography.




























# **SEARCH WARRANT TEMPLATES**















**WHAT YOU WILL LEAVE WITH.**
















 Warrant Templates	2/17/2022 9:19 AM	File folder	
 Gang Search warrant example	2/17/2022 9:11 AM	Adobe Acrobat D...	4,317 KB


























 FOG Data	2/26/2021 3:59 PM	File folder	
 PRTT	2/17/2022 9:26 AM	File folder	
 sample language for social media etc	11/2/2019 9:37 AM	File folder	
 Tracking Device warrants	4/18/2019 3:15 PM	File folder	
 2703D T-Mobile 190401047	2/17/2022 9:22 AM	Microsoft Word 9...	71 KB
 Apple ID SW language	7/15/2016 2:29 PM	Adobe Acrobat D...	94 KB
 AW IMEI number Big Jr	12/16/2020 11:08 AM	Microsoft Word D...	44 KB
 Cook Homicide Verizon Tower	12/16/2020 11:07 AM	Microsoft Word D...	42 KB
 DNA warrant_20160106122949	6/3/2016 3:03 PM	Adobe Acrobat D...	273 KB
 Facebook - Template GGIA	2/24/2021 4:50 PM	Microsoft Word 9...	60 KB
 Gang search warrant affidavit	9/11/2013 5:59 PM	Microsoft Word 9...	42 KB
 GANG SEARCH WARRANT AND AFFIDAV...	8/26/2013 9:12 AM	Microsoft Word 9...	33 KB
 Hell_Hole_gang_search_warrant_affidavit...	9/11/2013 5:59 PM	Microsoft Word 9...	63 KB
 Instagram - Template GGIA	2/17/2022 9:32 AM	Microsoft Word 9...	54 KB
 Instagram Warrant	2/17/2022 9:32 AM	Microsoft Word D...	112 KB
 Meeks handwriting search warrant	11/4/2015 2:48 PM	Microsoft Word D...	413 KB
 Search Warrant - Geofence Warrant - Dea...	12/16/2020 11:11 AM	Microsoft Word D...	9,007 KB
 Search warrant template	11/4/2015 11:15 AM	Microsoft Word D...	45 KB
 trap and trace for faceb_20131115125854	11/15/2013 12:56 PM	Adobe Acrobat D...	992 KB
 Twitter - Template GGIA	2/17/2022 9:26 AM	Microsoft Word 9...	54 KB
 Twitter Preservation - Template GGIA	2/17/2022 9:26 AM	Microsoft Word D...	13 KB
 Uber Subpoena	2/17/2022 9:25 AM	Microsoft Word D...	16 KB
 Venmo Warrant	3/15/2021 4:05 PM	Microsoft Word D...	227 KB
 whitcomb8 Incident TOWER DUMP AFFI...	6/22/2016 4:21 PM	Microsoft Word 9...	60 KB
 whitcombFive Search Warrants	6/22/2016 4:21 PM	Microsoft Word D...	14 KB





















 2703D T-Mobile 190401047	2/17/2022 9:22 AM	Microsoft Word 9...
 Apple ID SW language	7/15/2016 2:29 PM	Adobe Acrobat D...
 AW IMEI number Big Jr	12/16/2020 11:08 AM	Microsoft Word D...
 Cook Homicide Verizon Tower	12/16/2020 11:07 AM	Microsoft Word D...
 DNA warrant_20160106122949	6/3/2016 3:03 PM	Adobe Acrobat D...
 Facebook - Template GGIA	2/24/2021 4:50 PM	Microsoft Word 9...
 Gang search warrant affidavit	9/11/2013 5:59 PM	Microsoft Word 9...
 GANG SEARCH WARRANT AND AFFIDAV...	8/26/2013 9:12 AM	Microsoft Word 9...
 Hell_Hole_gang_search_warrant_affidavit...	9/11/2013 5:59 PM	Microsoft Word 9...
 Instagram - Template GGIA	2/17/2022 9:32 AM	Microsoft Word 9...
 Instagram Warrant	2/17/2022 9:32 AM	Microsoft Word D...
 Meeks handwriting search warrant	11/4/2015 2:48 PM	Microsoft Word D...
 Search Warrant - Geofence Warrant - Dea...	12/16/2020 11:11 AM	Microsoft Word D...
 Search warrant template	11/4/2015 11:15 AM	Microsoft Word D...










 Hell_Hole_gang_search_warrant_affidavit...	9/11/2013 5:59 PM	Microsoft Word 9...
 Instagram - Template GGIA	2/17/2022 9:32 AM	Microsoft Word 9...
 Instagram Warrant	2/17/2022 9:32 AM	Microsoft Word D...
 Meeks handwriting search warrant	11/4/2015 2:48 PM	Microsoft Word D...
 Search Warrant - Geofence Warrant - Dea...	12/16/2020 11:11 AM	Microsoft Word D...
 Search warrant template	11/4/2015 11:15 AM	Microsoft Word D...
 trap and trace for faceb_20131115125854	11/15/2013 12:56 PM	Adobe Acrobat D...
 Twitter - Template GGIA	2/17/2022 9:26 AM	Microsoft Word 9...
 Twitter Preservation - Template GGIA	2/17/2022 9:26 AM	Microsoft Word D...
 Uber Subpoena	2/17/2022 9:25 AM	Microsoft Word D...
 Venmo Warrant	3/15/2021 4:05 PM	Microsoft Word D...
 whitcomb8 Incident TOWER DUMP AFFI...	6/22/2016 4:21 PM	Microsoft Word 9...
 whitcombFive Search Warrants	6/22/2016 4:21 PM	Microsoft Word D...





 FOG Data	2/26/2021 3:59 PM	File folder	
 PRTT	2/17/2022 9:26 AM	File folder	
 sample language for social media etc	11/2/2019 9:37 AM	File folder	
 Tracking Device warrants	4/18/2019 3:15 PM	File folder	
 2703D T-Mobile 190401047	2/17/2022 9:22 AM	Microsoft Word 9...	71 KB
 Apple ID SW language	7/15/2016 2:29 PM	Adobe Acrobat D...	94 KB
 AW IMEI number Big Jr	12/16/2020 11:08 AM	Microsoft Word D...	44 KB
 Cook Homicide Verizon Tower	12/16/2020 11:07 AM	Microsoft Word D...	42 KB
 DNA warrant_20160106122949	6/3/2016 3:03 PM	Adobe Acrobat D...	273 KB
 Facebook - Template GGIA	2/24/2021 4:50 PM	Microsoft Word 9...	60 KB
 Gang search warrant affidavit	9/11/2013 5:59 PM	Microsoft Word 9...	42 KB
 GANG SEARCH WARRANT AND AFFIDAV...	8/26/2013 9:12 AM	Microsoft Word 9...	33 KB
 Hell_Hole_gang_search_warrant_affidavit...	9/11/2013 5:59 PM	Microsoft Word 9...	63 KB
 Instagram - Template GGIA	2/17/2022 9:32 AM	Microsoft Word 9...	54 KB
 Instagram Warrant	2/17/2022 9:32 AM	Microsoft Word D...	112 KB
 Meeks handwriting search warrant	11/4/2015 2:48 PM	Microsoft Word D...	413 KB
 Search Warrant - Geofence Warrant - Dea...	12/16/2020 11:11 AM	Microsoft Word D...	9,007 KB
 Search warrant template	11/4/2015 11:15 AM	Microsoft Word D...	45 KB
 trap and trace for faceb_20131115125854	11/15/2013 12:56 PM	Adobe Acrobat D...	992 KB
 Twitter - Template GGIA	2/17/2022 9:26 AM	Microsoft Word 9...	54 KB
 Twitter Preservation - Template GGIA	2/17/2022 9:26 AM	Microsoft Word D...	13 KB
 Uber Subpoena	2/17/2022 9:25 AM	Microsoft Word D...	16 KB
 Venmo Warrant	3/15/2021 4:05 PM	Microsoft Word D...	227 KB
 whitcomb8 Incident TOWER DUMP AFFI...	6/22/2016 4:21 PM	Microsoft Word 9...	60 KB
 whitcombFive Search Warrants	6/22/2016 4:21 PM	Microsoft Word D...	14 KB

 FOG Data	2/26/2021 3:59 PM	File folder	
 PRTT	2/17/2022 9:26 AM	File folder	
 sample language for social media etc	11/2/2019 9:37 AM	File folder	
 Tracking Device warrants	4/18/2019 3:15 PM	File folder	
 2703D T-Mobile 190401047	2/17/2022 9:22 AM	Microsoft Word 9...	71 KB
 Apple ID SW language	7/15/2016 2:29 PM	Adobe Acrobat D...	94 KB
 AW IMEI number Big Jr	12/16/2020 11:08 AM	Microsoft Word D...	44 KB
 Cook Homicide Verizon Tower	12/16/2020 11:07 AM	Microsoft Word D...	42 KB
 DNA warrant_20160106122949	6/3/2016 3:03 PM	Adobe Acrobat D...	273 KB
 Facebook - Template GGIA	2/24/2021 4:50 PM	Microsoft Word 9...	60 KB
 Gang search warrant affidavit	9/11/2013 5:59 PM	Microsoft Word 9...	42 KB
 GANG SEARCH WARRANT AND AFFIDAV...	8/26/2013 9:12 AM	Microsoft Word 9...	33 KB
 Hell_Hole_gang_search_warrant_affidavit...	9/11/2013 5:59 PM	Microsoft Word 9...	63 KB
 Instagram - Template GGIA	2/17/2022 9:32 AM	Microsoft Word 9...	54 KB
 Instagram Warrant	2/17/2022 9:32 AM	Microsoft Word D...	112 KB
 Meeks handwriting search warrant	11/4/2015 2:48 PM	Microsoft Word D...	413 KB

 FOG Data - Affidavit GoBy	2/22/2021 11:45 AM	Microsoft Word D...	2,424 KB
 FOG Data - Motion to Seal	1/19/2021 11:52 AM	Microsoft Word D...	9 KB

 PRTT Affidavit	2/17/2022 9:28 AM	Microsoft Word D...	48 KB
 PRTT Application ARCHIE BRYANT	2/17/2022 9:29 AM	Microsoft Word D...	73 KB

 2703D T-Mobile 190401047	11/2/2019 9:11 AM	Microsoft Word 9...	70 KB
 Basic Verizon phone with GPS etc	11/2/2019 9:33 AM	Microsoft Word D...	125 KB
 Basic Verizon plus Cloud	11/2/2019 9:34 AM	Microsoft Word D...	49 KB
 Drummer Homicide ATT Tower	11/2/2019 9:12 AM	Microsoft Word D...	123 KB
 Facebook	11/2/2019 9:16 AM	Microsoft Word D...	1,064 KB
 Instagram	11/2/2019 9:15 AM	Microsoft Word D...	9,532 KB
 phone plus Timing Advance	11/2/2019 9:16 AM	Microsoft Word D...	18 KB

 2018 MASTER FB AFF PRTT DRAFT #4 OG...	4/18/2019 3:15 PM	Microsoft Word D...	35 KB
 2018 MASTER FB SW PRTT DRAFT #4 OGC...	4/18/2019 3:15 PM	Microsoft Word D...	32 KB
 OGC 7-26-18 FB PRTT AFF MASTER	4/18/2019 3:15 PM	Microsoft Word D...	46 KB
 OGC 7-26-18 FB PRTT SW MASTER	4/18/2019 3:15 PM	Microsoft Word 9...	89 KB

# **SEARCH WARRANTS**

**WHAT CIVILIANS THINK WARRANTS ARE  
LIKE**







# **SEARCH WARRANTS**

**WHAT WARRANTS ARE REALLY LIKE**



Super Troopers - Enhance



Play (k)



0:00 / 0:09

Scroll for details



# **UNITED STATES CONSTITUTION**

## **4TH AMENDMENT**

**The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.**



# EXPECTATION OF PRIVACY

- Comes from the right to be secure against unreasonable searches.
- No right to be secure from reasonable searches
- Hinges on what is reasonable.



# WARRANTS

- Governed by O.C.G.A. 17-5-20 et. seq.

- O.C.G.A. 17-5-21

## GENERAL WARRANTS ARE ILLEGAL

(a) Under the authority of a writ of certiorari or writ of prohibition, its political subdivisions charged with the duty of enforcing the criminal laws and otherwise as authorized in [Code Section 17-5-20](#) under oath or affirmation, which states facts sufficient to show probable cause that a crime is being committed or has been committed and which particularly describes the place or person, or both, to be searched and things to be seized, any judicial officer authorized to hold a court of inquiry to examine into an arrest of an offender against the penal laws, referred to in this Code section as "judicial officer," may issue a search warrant for the seizure of the following

# GENERAL WARRANTS

## These Are ILLEGAL!

- “No warrants shall issue, but upon probable cause . . . particularly describing the place to be searched, and the persons or things to be seized.’ . . . Almost identical wording is found in Paragraph XVI of our State Constitution. Particularity being the sine qua non of a valid warrant, a general warrant is of course void. *Willis v. State*, 122 Ga. App. 455, 457 (177 SE2d 487). The United States Supreme Court, referring to the wording of the Fourth Amendment in *Stanford v. Texas*, 379 U.S. 476, 481 (85 SC 506, 13 LE2d 431) (1965), stated: ‘These words are precise and clear. They reflect the determination . . . that the people of this new Nation should forever “be secure in their persons, houses, papers and effects’ from intrusion and seizure by officers acting under unbridled authority of a general warrant.’” By definition, a general warrant is ‘one which does not sufficiently specify the place or the person to be searched.’”
  - *State v. Cochran*, 135 Ga. App. 47, 47-48 (Ga. Ct. App. 1975)
- List specific items that you have probable cause to believe will be located where you are searching

# GENERAL WARRANTS

These Are ILLEGAL!

- By definition, a general warrant is ‘one which does not sufficiently specify the place or the person to be searched.’”
  - *State v. Cochran*, 135 Ga. App. 47, 47-48 (Ga. Ct. App. 1975)
- List specific items that you have probable cause to believe will be located where you are searching



# GENERAL WARRANTS V. PARTICULARITY

- This requirement for particularity forbids the issuance of general exploratory warrants. [Cit.] 'A general warrant is of course void. By definition it is "one which does not sufficiently specify the place or the person to be searched.'" [Cit.]' *Collins v. State*, 187 Ga. App. 430, 431 (370 S.E.2d 648) (1988). "'A search warrant is not invalid for want of description of the premises to be searched if the description sufficiently permits a prudent officer executing the warrant to locate the [premises, person or property] definitely and with reasonable certainty, and without depending upon his discretion. (Cits.) If a search warrant, read as a whole, "points out the [premises, person or property] to the exclusion of all others, and on inquiry leads the officers unerringly to [them]," it meets the description requirement. (Cits.)' [Cit.]' *Daugherty v. State*, 171 Ga. App. 95, 96 (2) (318 S.E.2d 803) (1984).

[Minter v. State, 206 Ga. App. 692, 693, 426 S.E.2d 169, 170 \(Ga. Ct. App. 1992\)](#)

# GENERAL WARRANTS V. PARTICULARITY

- "A search warrant is not invalid for want of description of the premises to be searched if the description sufficiently permits a prudent officer executing the warrant to locate the [premises, person or property] definitely and with reasonable certainty, and without depending upon his discretion. *Daugherty v. State*, 171 Ga. App. 95, 96 (2) (318 S.E.2d 803) (1984).

[Minter v. State, 206 Ga. App. 692, 693, 426 S.E.2d 169, 170 \(Ga. Ct. App. 1992\)](#)

# GENERAL WARRANTS V. PARTICULARITY

There is now located certain instruments, articles, person(s), or things, namely: Any evidence of street gang membership or affiliation with any street gang, said paraphernalia to include, but not limited to, any reference to (gang name); said items to include any (color used by specific gang) bandanas, drawings or miscellaneous writings, or objects, or graffiti depicting gang members' names, initials, logos, monikers, slogans, or containing mention of street gang membership affiliation, activity, or identity; any paintings, drawings, photographs or photograph albums depicting persons, vehicles, weapons, or locations which may appear upon observation to be relevant on the question of gang membership or association, or which may depict items sought and/or believed to be evidence in the case being investigated with this warrant, or which may depict evidence of any criminal activity; any newspaper clippings tending to relate details or reference to any crime or crimes of violence; and any address books, lists of, or single references to, addresses or telephone numbers of persons who may later be determined to belong to or be affiliated with any street gangs. Any articles or personal property tending to establish the identity of persons who have dominion and control over the premises, automobiles, or items to be seized, consisting of rent receipts, utility company receipts, miscellaneous addressed mail, personal letters, personal identification, keys, photographs, vehicle titles, and vehicle registration slips. Digital cameras and related electronic storage devices (also known as memory sticks), computers and computer equipment and the contents thereof. In my law enforcement experience, "computer" may include electronic data processing and storage devices; computers and computer systems including central processing units; internal and peripheral storage devices such as fixed disks, external hard disks, floppy disk drives and diskettes, tape drives and tapes, optical storage devices or memory storage devices; peripheral input/output devices such as keyboards, printers, video display monitors, optical readers, related communications devices such as modems; and system documentation, operating logs and documentation, software and instructional manuals and the contents thereof.

# GENERAL WARRANTS V. PARTICULARITY

There is now located certain instruments, articles, persons, or things, namely: **Evidence of homicide**

## **§ 17-5-29. WRITTEN RETURN OF ITEMS SEIZED; FILING AND SIGNING OF INVENTORY; DELIVERY OF COPIES OF INVENTORY**

- A written return of all instruments, articles, or things seized shall be made without unnecessary delay before the judicial officer named in the warrant or before any court of competent jurisdiction. An inventory of any instruments, articles, or things seized shall be filed with the return and signed under oath by the officer executing the warrant. The judicial officer or court shall, upon request, deliver a copy of the inventory to the persons from whom or from whose premises the instruments, articles, or things were taken and to the applicant for the warrant.

# FAILURE TO COMPLY WITH THE RETURN REQUIREMENT DOES NOT REQUIRE SUPPRESSION.

- FAILURE TO SWEAR RETURN BEFORE PROPER OFFICER NOT FATAL. --Absent a showing of prejudicial error to the defendant, the failure to swear to the return before an officer authorized to administer oaths is not such a fatal defect as to vitiate the search warrant. [Waters v. State, 122 Ga. App. 808, 178 S.E.2d 770 \(1970\).](#)
- OFFICER'S FAILURE TO SIGN "RETURN OF THINGS SEIZED" NOT FATAL. --Defect in the search warrant procedure wherein the officer executing the warrant failed to sign the "return of things seized" is not a fatal defect because of the absence of a showing of prejudicial error to the defendant. [Vaughn v. State, 126 Ga. App. 252, 190 S.E.2d 609 \(1972\).](#)
- FAILURE TO MAKE RETURN DOES NOT INVALIDATE WARRANT. --Assuming arguendo that a return was not made as required by [O.C.G.A. § 17-5-29](#), the failure does not affect the validity of the search. [Wallace v. State, 165 Ga. App. 804, 302 S.E.2d 718 \(1983\).](#)
- UNTIMELY RETURN NOT FATAL WHEN NO SHOWING OF PREJUDICE. --Trial court properly refused to suppress blood and urine test records under [O.C.G.A. § 17-5-31](#), although a written return of the warrant was not made in a timely fashion, as provided in [O.C.G.A. § 17-5-29](#), because a defendant received a copy of the inventory of the medical records seized, and made no showing of prejudice as a result of the delayed filing. [Stubblefield v. State, 302 Ga. App. 499, 690 S.E.2d 892 \(2010\).](#)

# EVALUATING INFORMATION PROVIDED BY UNNAMED SOURCES

- Totality of the Circumstances
- “[T]he sufficiency of information obtained from an informant is not to be judged by any rigid test. Generally, probable cause is determined by the totality of the circumstances surrounding (1) the basis of the informant's knowledge and (2) the informant's veracity or reliability. A deficiency in one may be compensated for, in determining the overall reliability of a tip, by a strong showing as to the other, or by some other indicia of reliability.”

Bryant v. State, 288 Ga. 876, 893 (Ga. 2011)

**ANONYMOUS  
TIPSTERS**

**SHERIFF CHAD CHRONISTER**

Only YOU can help solve the  
**JACK “DON” LEWIS**

**COLD CASE**

**Jack Donald Lewis**

LAST SEEN:

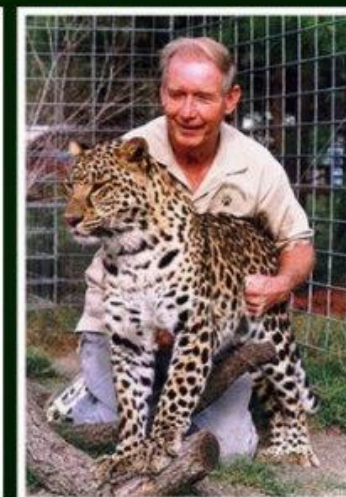
**8/18/1997**

DOB:

**4/30/1938**

**(81 years old)**

**White Male, 5'10, 170 lbs.**



Call the Hillsborough County Sheriff's Office with any leads at

**813-247-8200**



# ANONYMOUS

- How precise is their information?
- Do they predict future behavior?
- How much have you corroborated?
- How did they obtain their information (personal observation, statement of target, hearsay from others)?
- “Unlike a tip from a known informant whose reputation can be assessed and who can be held responsible if her allegations turn out to be fabricated, see *Adams v. Williams*, 407 U.S. 143, 146-147, 32 L. Ed. 2d 612, 92 S. Ct. 1921 (1972), "an anonymous tip alone seldom demonstrates the informant's basis of knowledge or veracity," *Alabama v. White*, 496 U.S. at 329. As we have recognized, however, there are situations in which an anonymous tip, suitably corroborated, exhibits "sufficient indicia of reliability to provide reasonable suspicion to make the investigatory stop." 496 U.S. at 327. The question we here confront is whether the tip pointing to J. L. had those indicia of reliability.”
- Fla. v. J.L., 529 U.S. 266, 270 (U.S. 2000)

A man with a mustache and curly hair is looking directly at the camera with a surprised expression. A yellow banner with a black border is overlaid across his face, containing the text "CONFIDENTIAL INFORMANTS". The background shows a brick building and a tree.

# **CONFIDENTIAL INFORMANTS**

**HOLLYWOOD**



**FBI INFORMANT**

**ACTUAL**



**FBI INFORMANT**

# CONFIDENTIAL INFORMANT

- How have they helped in the past?
- Type of information provided in past?
- Has information been used by us in past (arrest, seizure, convictions)?
- Has information been corroborated in past?
- Have you known CI to be truthful?
- How fresh is the current information?
- Why are they assisting law enforcement?
- Are they on probation or parole?
- How did they obtain their information (personal observation, statement of target, hearsay from others)?

# Don't leave anything out

- Examples of omitted statements:

- 1) Failing to indicate the motivation of the CI who provided information (i.e. benefit received for assisting police).

- 2) Failing to include information regarding CI propensity for truthfulness or more importantly untruthfulness.

- 3) Failing to include exculpatory information in affidavit (i.e. if several lineups were conducted and one victim failed to pick out the defendant but another victim did, both lineups need to be included in the affidavit).



# HOW DO WE GET THIS COOL STUFF





**GETTING RECORDS  
FROM**

**facebook<sup>®</sup>**



 Meta



## Law Enforcement Online Requests



### Request Secure Access to the Law Enforcement Online Request System

Facebook discloses account records solely in accordance with our [terms of service](#) and applicable law.

If you are a law enforcement agent who is authorized to gather evidence in connection with an official investigation, you may request records from Facebook through this system.

I am an authorized law enforcement agent and this is an official request

[Request Access](#)

Warning: Requests to Facebook through this system may be made only by governmental entities authorized to obtain evidence in connection with official legal proceedings pursuant to Title 18, United States Code, Sections 2703 and 2711. Unauthorized requests will be subject to prosecution. By requesting access you are acknowledging that you are a government official making a request in official capacity. For further information please review the [Law Enforcement Guidelines](#).



<https://www.facebook.com/records>

## Law Enforcement Online Requests



### Request Secure Access to the Law Enforcement Online Request System

Facebook discloses account records solely in accordance with our terms of service and applicable law.

If you are a law enforcement agent who is authorized to gather evidence in connection with an official investigation, you may request records from Facebook through this system.

I am an authorized law enforcement agent and this is an official request

[Request Access](#)

Warning: Requests to Facebook through this system may be made only by governmental entities authorized to obtain evidence in connection with official legal proceedings pursuant to Title 18, United States Code, Sections 2703 and 2711. Unauthorized requests will be subject to prosecution. By requesting access you are acknowledging that you are a government official making a request in official capacity. For further information please review the [Law Enforcement Guidelines](#).

**CLICK HERE**

## Request Access to System

Email provided was not valid, please try again.

### Email Address

Enter your email address to receive a unique link to the Facebook Law Enforcement Online Requests System. The link will give you access to the system for one hour.

### Security Check

Enter both words below, separated by a space.

Can't read the words below? [Try different words](#) or [an audio captcha](#).



Text in the box:

[What's this?](#)

FILE MESSAGE

Ignore Delete Reply Reply All Forward Meeting IM More Quick Steps Transcripts To Manager Team Email Move Rules OneNote Actions Mark Unread Categorize Translate Find Related Select Zoom



Sat 6/18/2016 2:23 PM  
 Records-noreply <records@records.facebook.com>  
 Access the Law Enforcement Online Requests System

To Matthew Breendon

The following link allows authorized law enforcement officials to securely access our Law Enforcement Online Request System. The link expires in one hour. You do not need a login or password. If you do not use this link within an hour, you must return to facebook.com/records to request a new secure link.

To access our Law Enforcement Online Request system click <https://www.facebook.com/records/x/login/auth/?token=V0tZU0IESUYOUFpPTUFXZZ-k37wgBOh-YFNjsne3EBPqwlnjoldkdR5OXUDAA>

Thank you,  
 Law Enforcement Response Team

---  
**WARNING:** Requests made through this system may be made only by governmental entities authorized to obtain evidence in connection with official legal proceedings pursuant to Title 18, United States Code, Sections 2703 and 2711. Unauthorized requests will be subject to prosecution. By using this token you are acknowledging that you are a government official making a request in official capacity

To access our Law Enforcement Online Request system click <https://www.facebook.com/records/x/login/auth/?token=V0tZU0IESUY0UFpPTUFXZZ-k37wgBOh-YFNjsne3EBPqwlnjoldkdR50XUDAA>

Thank you,

Law Enforcement Response Team

## Law Enforcement Online Requests



### My Requests

You have no requests right now.

# Records Request

---

Please complete all fields below and be sure to attach all relevant documentation. A U.S. search warrant, Mutual Legal Assistance Treaty, or court order is required for the disclosure of user content.

Facebook reviews each request separately and discloses account records solely in accordance with our terms of service and applicable law.

## Requestor Information

**Email:** keith.lyon@doj.ca.gov

**Name:**

**Location:**

City/State/Country

**Postal Code:**

**Business Phone:**

**Organization Name:**

**Title:**



# Request Details

Internal Case Reference Number (?)

Legal Process (?)

Select One

Nature of Case (?)

✓ Select One

Court Order/Request (Outside US)

Emergency

Subpoena

Court Order (Domestic US)

Search Warrant (Domestic US)

Pen Register/Trap and Trace and Title III

MLAT

Production Order

Decreto/Ordine

Auskunftsersuchen

Requisition judiciaire

Section 58 Request

Authorisation

each account owner, then hit Enter

i

rmats

# Request Details

Internal Case Reference Number (?)

Legal Process (?)

Select One ▼

Nature of Case (?)

Select One ▼

Legal Process Signed Date (?)

Request Due Date (?)

Account Owner or Owners (?)

Requesting Records Beginning (?)

Requesting Records Ending (?)

Documentation (?)

- ✓ Select One
- Child Endangerment/Exploitation
- Fake/Hacked Facebook Profile
- Sex Crime
- Assault/Homicide
- Terrorist Activity
- Gang Activity
- Threats/Stalking
- Credit Card Fraud or Theft
- Other

+ Attach Another Document

Address of each account owner, then hit Enter

Documents

Image formats

9...

# QUICK LESSONS

## **f Records Retention**

- **IP Logs 1 year**
- **Disabled accounts 1 year**

## **f Delete v. Deactivate → most people deactivate rather than delete**

## **f Metadata → stripped and retained**

- **EXIF photo data like location, time, camera ...**

## **f Facebook keeps just about everything**

- **All friend requests, accepted, rejected, ignored**
- **Machines used and associated cookies (these cookies can be found on CPU)**
- **Counts times used, but not associated with every post**
- **Uploaded photos includes the IP address of system used**

## **f Ask for ‘Digital’ records, as well as .pdf**



# NOTICE TO SUBSCRIBER LANGUAGE IN SEARCH WARRANTS FOR CLOUD/SOCIAL MEDIA WEBSITES

**18 USCS § 2705 provides that the court shall enter such an order if it determines that there is reason to believe that notification of the existence of the warrant, subpoena, or court order will result in . . .**

**(1) Endangering the life or physical safety of an individual;**

**(2) Flight from prosecution;**

**(3) Destruction of or tampering with evidence;**

**(4) Intimidation of potential witnesses; or**

**(5) Otherwise seriously jeopardizing an investigation or unduly delaying a trial.**





# CARRIER DATA

- 2703(d) Orders vs. Search Warrants



# CELL PHONES

- **18 USC 2703 provides means for law enforcement to obtain information from service providers**
- **Addresses three categories of information:**
  - **Content**
  - **Basic Subscriber Information**
  - **Transactional Records**





# WHAT IS A 18 U.S.C. 2703D ORDER

- Federal Court Order
  - Signed by a Competent Court,
    - includes State Judges
  - Proof required
    - “specific and articulable facts showing
    - reasonable grounds to believe that the ...
    - records or other information sought, are
      - relevant and
      - material to an ongoing criminal investigation



# ADVANTAGES/DISADVANTAGES 2703D V. SEARCH WARRANTS

- Advantages
  - Lower burden of proof
  - Chain of Command/Approval
  - Don't have to file a return
- Disadvantages
  - No Content of communications
    - No text messages
    - No email
    - No voicemail
  - limited to transactional information



# 2703(D) ARE PROBABLY GOING TO DIE

- CARPENTER v. UNITED STATES
- No. 16–402. Argued November 29, 2017—Decided June 22, 2018
- 1. The Government’s acquisition of Carpenter’s cell-site records was a Fourth Amendment search.
- 2. The Government did not obtain a warrant supported by probable cause before acquiring Carpenter’s cell-site records. It acquired those records pursuant to a court order under the Stored Communications Act, which required the Government to show “reasonable grounds” for believing that the records were “relevant and material to an ongoing investigation.” 18 U. S. C. §2703(d). That showing falls well short of the probable cause required for a warrant. Consequently, an order issued under §2703(d) is not a permissible mechanism for accessing historical cell-site records. Pp. 18–22.

# CELL PHONES/COMPUTERS



## ON-SITE SEARCH VS. SEIZURE

- CELL PHONES ARE BECOMING INCREASINGLY PERSONAL DEVICES THAT CONNECT US TO THE WORLD
- CELL PHONES ARE EXPENSIVE
- SEIZING AN INDIVIDUAL'S CELL PHONE FOR MONTHS CAN BE CONSIDERED AN UNDUE BURDEN

## DESCRIBE WHY ON-SITE SEARCH IS NOT FEASIBLE

- VOLUME OF FILES
  - REQUIRED SOFTWARE
- 

# WHAT ABOUT SEARCHES OUTSIDE OF 10 DAYS OR SENDING THE PHONE TO A LAB?

## EXAMPLE

- SEARCH WARRANT EXECUTED ON JANUARY 1, 2017
- 17 CELL PHONES SEIZED
- PHONES ARE SENT TO AN OUTSIDE LAB
- PHONES ARE DOWNLOADED ON FEBRUARY 15, 2017
- DEFENSE FILES A MOTION TO SUPPRESS FOR
  - SEARCH WAS EXECUTED WEEKS LATER
  - SEARCH WAS DONE OUTSIDE OF THE COUNTY WHERE THE WARRANT WAS ISSUED

- Here, a Belmont County judge issued a search warrant for cellphones located in Belmont County. The cellphones however, were analyzed in another county. This, however, is a standard practice. Indeed, many counties do not have their own crime laboratories. The Defendant does not direct the Court to any authority that this practice is a Fourth Amendment violation. Rather, the only cases the Defendant relies on involve a judge issuing a warrant for property entirely outside of the judge's jurisdiction. That is not the case here.

Rather, the cellphones were seized in the proper county and merely transported out of the jurisdiction for analysis. Thus, the Court is unpersuaded by this argument.

- United States v. Saunders, 2017 U.S. Dist. LEXIS 50382, \*9-10 (N.D. W. Va. Mar. 3, 2017)

Here, a Belmont County judge issued a search warrant for cellphones located in Belmont County. The cellphones however, were analyzed in another county. This, however, is a standard practice. Indeed, many counties do not have their own crime laboratories. The Defendant does not direct the Court to any authority that this practice is a Fourth Amendment violation. Rather, the only cases the Defendant relies on involve a judge issuing a warrant for property entirely outside of the judge's jurisdiction. That is not the case here.

Rather, the cellphones were seized in the proper county and merely transported out of the jurisdiction for analysis. Thus, the Court is unpersuaded by this argument.

United States v. Saunders, 2017 U.S. Dist. LEXIS 50382, \*9-10 (N.D. W. Va. Mar. 3, 2017)

Rather, the cellphones were seized in the proper county and merely transported out of the jurisdiction for analysis. Thus, the Court is unpersuaded by this argument.



# **ADD LANGUAGE THAT ALLOWS FOR OUTSIDE EXAMINATION**

**If the search warrant is for a storage device:**

“The affiant knows that it may be necessary to elicit assistance from additional computer forensic examiners who possess the expertise to examine various forms of computer hardware, computer software, or computer media. Therefore, in the event one or more computers are discovered at the search site, I am seeking authorization to remove the computers and related media for forensic analysis with the assistance of any forensic examiner, as necessary, irrespective of the computer forensic examiner’s location.”

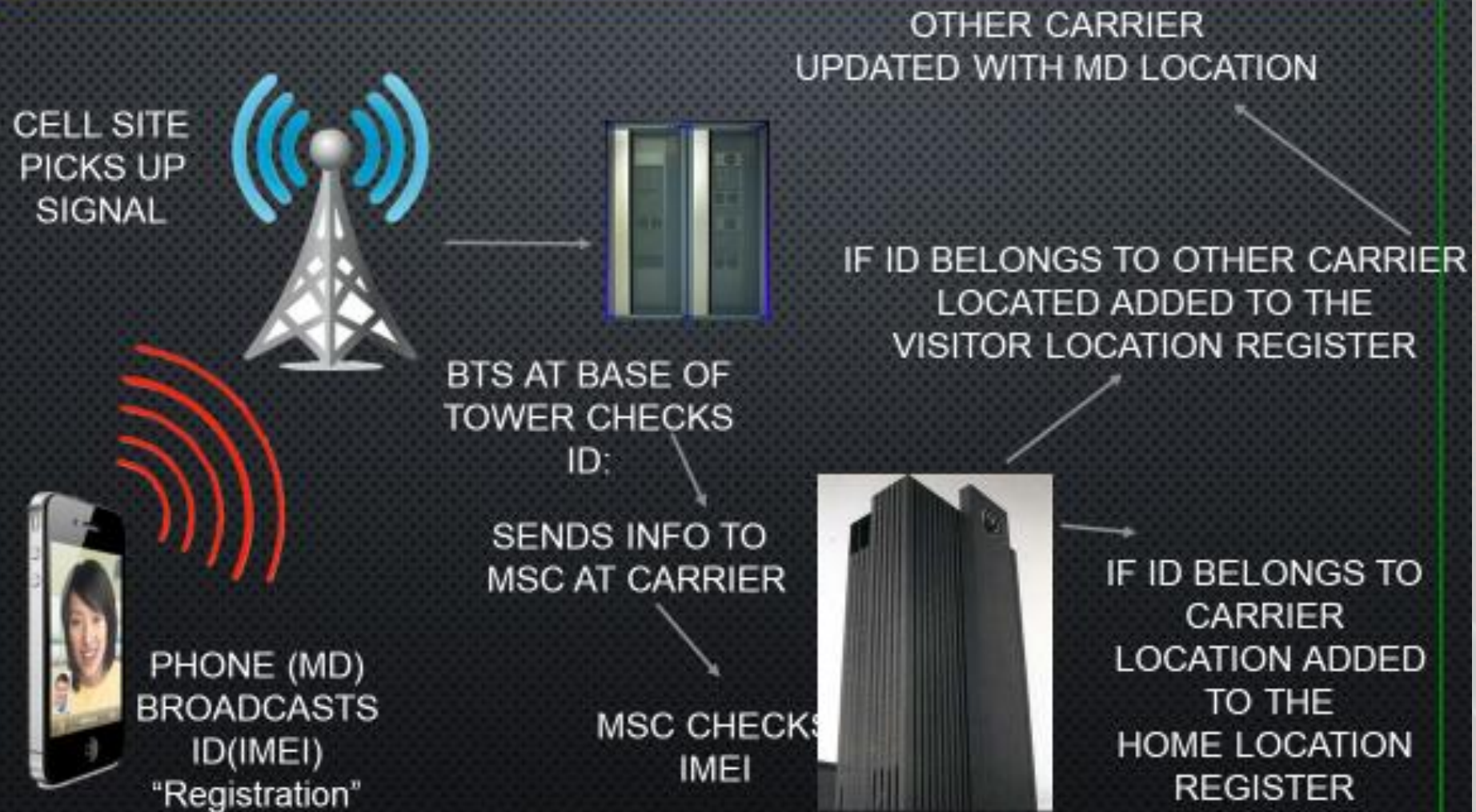
# **ADD LANGUAGE THAT ALLOWS FOR OUTSIDE EXAMINATION**

The phone in question, a Samsung Galaxy Note SMG 750A, Serial No. R38FB00840W, has currently been seized and is in the custody and control of the Savannah-Chatham Metropolitan Police Department. Your affiant seeks a search warrant to allow a forensic Laboratory Examiner to conduct a search and forensic examination of the said Samsung Galaxy Note SMG 750A, Serial No. R38FB00840W. Due to the amount of data contained on the Samsung Galaxy Note SMG 750A, Serial No. R38FB00840W, the fact that five phones must be analyzed, and that all phones must be sent to a laboratory outside of Chatham County which is conducting other forensic examinations, your affiant requests that the Forensic Laboratory Examiner be granted an extended reasonable amount of time to conduct the forensic examination

The background features a grid of binary code (0s and 1s) in shades of blue and green. A large, semi-transparent fingerprint is centered in the background. A magnifying glass is positioned over the fingerprint, with its handle extending towards the bottom right. The text 'TIMING ADVANCE DATA' is prominently displayed in the center.

# **TIMING ADVANCE DATA**

# How a cellular call happens



- Timing Advance is significant as its combination with other variables can allow GSM localization to find the device's position and track the mobile phone user.
- Timing advance value corresponds to the length of time a signal takes to reach the base station from a mobile phone.
- By getting the Timing Advance data from the base station we can determine the distance from the base station to the mobile phone.

# ENCRYPTION, PASSCODES, AND THE FIFTH AMENDMENT.



# COMPELLING PASSWORD VS. COMPELLING FINGERPRINT/FACE ID

“The privilege protects an accused only from being compelled to testify against himself, or otherwise provide the State with evidence of a testimonial or communicative nature.”

“The privilege offers no protection against compulsion to submit to fingerprinting...”

U.S. v. Wade, 388 U.S. 218, 221 (1967)



# U.S. V HUBBELL (2000) 530 U.S. 27

- Hubbell had been convicted of mail fraud and tax evasion and agreed as part of his plea to provide complete accurate truthful information regarding Whitewater
- Subpoena to Hubbell for documents relating to the investigation “to see if he complied”
  - Claims the 5<sup>th</sup> amendment
  - Gets Immunity
    - use,
    - but not derivative use
- Turns over 13,120 pages of evidence
  - Including evidence of more mail fraud and tax evasion
  - Leads to second set of charges



# HUBBELL CONTINUED

- Bad language for LE
  - “compelled testimony relevant here is not the contents of the production, but the testimony inherent in the act of production.”
  - Culling out documents relevant to the subpoena was tantamount to “answering a series of interrogatories”
- However – ruling is based upon
  - “Government has shown no prior knowledge of either the existence or the whereabouts of the documentation ultimately produced.”

# COMPELLING PASSWORD VS. COMPELLING FINGERPRINT/FACE ID

“[w]hen the ‘existence and location’ of the documents under subpoena are a ‘foregone conclusion’ and the witness ‘adds little or nothing to the sum total of the Government’s information by conceding that he in fact has the [documents],’ then no Fifth Amendment right is touched because the ‘question is not of testimony but of surrender.’”

Doe v. United States, 383 F.3d 905, 910 (9<sup>th</sup> Cir. 2004)

Fisher v. US, (1976) 425 U.S. 391, 411

# WHAT IS A “FOREGONE CONCLUSION”

- Defined as,
  - “where the facts conveyed already are known to the government” then it is not testimonial within the 5<sup>th</sup> Amendment Fisher v. US, (1976) 425 U.S. 391, 411

# FISHER HOLDING “FOREGONE CONCLUSION”

- Where the Govt. can establish
  - 1. Existence of evidence demanded
  - 2. Possession/Control by Defendant
  - 3. Authenticity of Evidence
- Then the “Evidence” sought is not Testimonial
- The question is not of “testimony, but surrender”

# AFFIDAVIT AND APPLICATION FOR A SEARCH WARRANT

In the Superior Court of Chatham County

State of Georgia

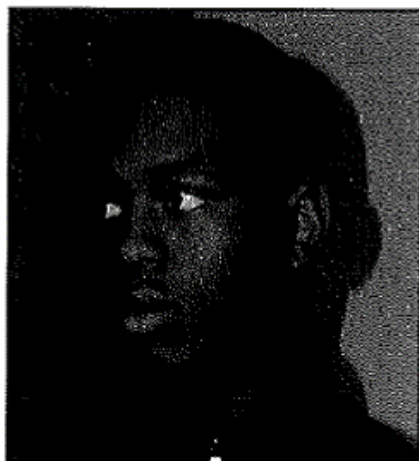
SCMPD CRN 170216086

Docket # \_\_\_\_\_

The undersigned Det. R. Gregory, being duly sworn, deposes and says:

I am an officer of the State of Georgia or its political subdivision charged with the duty of enforcing the criminal laws, and that I have reason to believe that in Chatham County, Georgia, on the person, premises, or property described as follows:

**Mr. Dezhon Hardwick, black male, 17 years of age, date of birth 03-07-1999, address of 5806 Edison Ave, Savannah, GA.**




There is now located certain instruments, articles, persons, or things, namely: **fingerprints of Mr. Dezhon Hardwick from his person**, which are needed for the investigation of the violation of Georgia Law(s):

**MURDER, O.G.C.A. 16-5-1**


**ARMED ROBBERY, O.C.G.A. 16-8-41**

**HIJACKING MOTOR VEHICLE, O.C.G.A. 16-5-44.1**

The facts tending to establish probable cause that a crime has been, or is being committed and the above described instruments, articles or things described above are presently located at the above described premises or person are as follows:



**Your Affiant believes, based on the information provided by Mr. Hardwick, the contradictory evidence provided from the search warrant of Mr. Hardwick's cell phone number ([REDACTED]), and the suspect nature of the text messages from Mr. Hardwick to [REDACTED], it is viable to conclude additional information that is pertinent to this case will be found on Mr. Hardwick's cell phone. Your Affiant requests fingerprints from Mr. Hardwick's person that would be used to open Mr. Hardwick's cell phone for the execution of a cell phone warrant. Additionally, Your Affiant requests authorization to manipulate the auto-lock settings on the cell phone after the phone is unlocked which would prevent the phone from locking 30 seconds to five minutes (based on the settings) after the phone is open and inactive.**

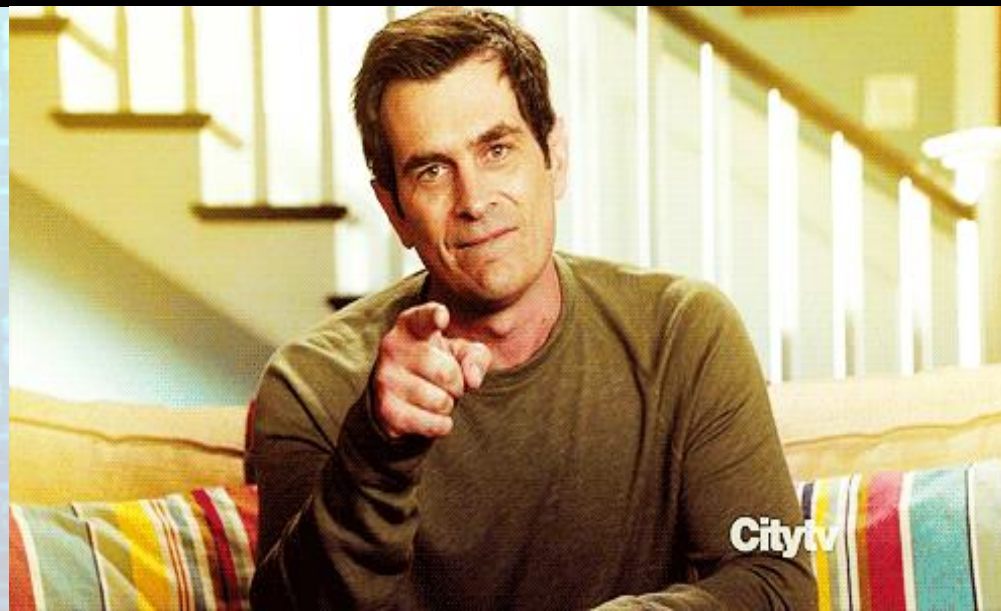


ATTACHMENT B

Law enforcement personnel are authorized to depress the fingerprints and/or thumbprints of the person covered by this warrant onto the Touch ID sensor of the Apple iPhone seized from 3254 Altura Avenue in Glendale, California 91214 on February 25, 2016.

# SUMMARY

- Encryption is here to stay
- Biometric “codes” are non-testimonial
- Interview techniques will help with Passcodes





# SEARCHING “THE INTERNET OF THINGS”

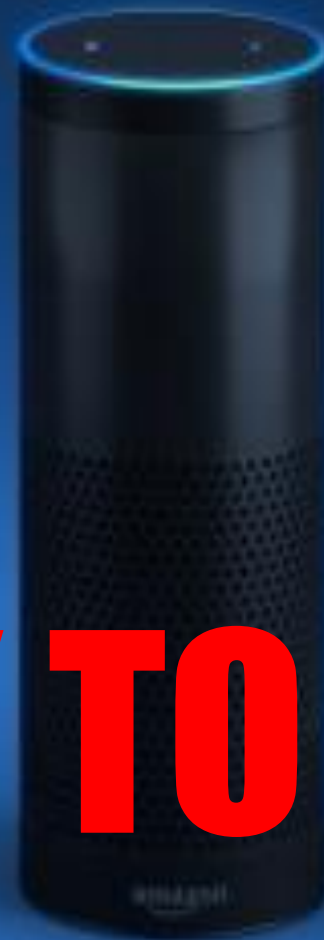
- The interconnection via the Internet of computing devices embedded in everyday objects, enabling them to send and receive data.

# SEARCHING “THE INTERNET OF THINGS”

- Do you need a separate warrant for each device and/or app?

**Alexa...**

**TALK DIRTY TO ME**







# Cops use murdered woman's Fitbit charge her husband



By **Amanda Watts**, CNN

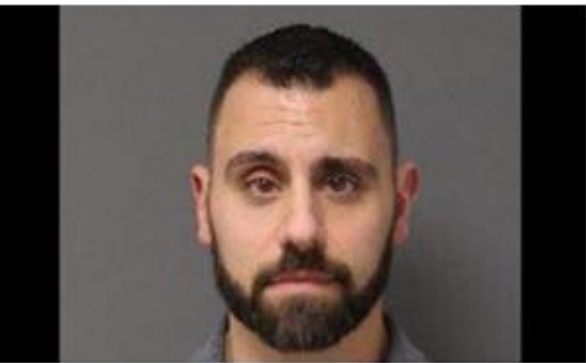
🕒 Updated 2:58 PM ET, Wed April 26, 2017



## Top stories

War on camp

The two-words  
President Tru  
most



Richard Dabate

Last week, he posted \$1 million bond and was released . He is expected to enter a plea during his next appearance in court on April 27.

CNN's calls and e-mails to his attorney have not been returned.

In court, his lawyer Hubert Santos said, "My client is innocent of these charges and he looks forward to being vindicated after a trial."



## Technology used to solve crimes

Technology has increasingly played a large

Earlier this year, recordings from an [Amazon](#)

Amazon had pushed back against a Bento

was setting up a legal battle pitting techno

In the end, the defendant agreed to volunt

Last year, Ohio investigators used evidence against him.

The warrant includes a list of digital clues that goes on for pages. Among them: the last record on Connie Dabate's Fitbit recorded her walking 1,217 feet at home between 9:18 a.m. and 10:10 a.m.

That showed she was moving around an hour after her husband claimed the intruder killed her and that she covered 10 times the distance between her car and the basement — the path her husband said she took.

# WIRELESS ROUTERS





Microsoft (not tcp port 3389) - Wireshark

File Edit View Go Capture Analyze Statistics Telephony Tools Help

Filter: Expression... Clear Apply

No.	Time	Source	Destination	Protocol	Info
1	0.000000	192.168.1.150	255.255.255.255	ENIP	Source port: 60804 destination port: Ethernet
2	0.614258	192.168.1.153	239.255.255.250	SSDP	M-SEARCH * HTTP/1.1
3	0.616465	Fe80::28d6:f3fc:899ff02::c		SSDP	M-SEARCH * HTTP/1.1
4	2.856131	192.168.1.152	24.2.52.54	TCP	50091 > 5938 [PSH, ACK] Seq=1 Ack=1 win=32638
5	2.892453	24.2.52.54	192.168.1.152	TCP	5938 > 50091 [PSH, ACK] Seq=1 Ack=6 win=506 Le
6	3.092084	192.168.1.152	24.2.52.54	TCP	50091 > 5938 [ACK] Seq=6 Ack=6 win=32637 Len=0
7	3.686590	Fe80::28d6:f3fc:899ff02::c		SSDP	M-SEARCH * HTTP/1.1
8	4.511623	AsustekC_2f:4b:39	IntelCor_89:d8:00	ARP	who has 192.168.1.152? Tell 192.168.1.152
9	4.511640	IntelCor_89:d8:00	AsustekC_2f:4b:39	ARP	192.168.1.152 is at 00:24:d7:89:d8:00
10	6.758511	Fe80::28d6:f3fc:899ff02::c		SSDP	M-SEARCH * HTTP/1.1
11	9.521982	IntelCor_35:eb:e1	broadcast	ARP	who has 192.168.1.153? Tell 192.168.1.157
12	9.562251	192.168.1.152	192.168.1.5	DB-LSP	Dropbox LAN sync Protocol
13	9.562536	192.168.1.152	192.168.1.159	DB-LSP	Dropbox LAN sync Protocol
14	9.562749	192.168.1.152	192.168.1.150	DB-LSP	Dropbox LAN sync Protocol
15	9.563029	IntelCor_89:d8:00	broadcast	ARP	who has 192.168.1.157? Tell 192.168.1.152

Frame 8: 60 bytes on wire (480 bits), 60 bytes captured (480 bits)

- Ethernet II, Src: AsustekC\_2f:4b:39 (00:1d:60:2f:4b:39), Dst: IntelCor\_89:d8:00 (00:24:d7:89:d8:00)
- Address Resolution Protocol (request)

```

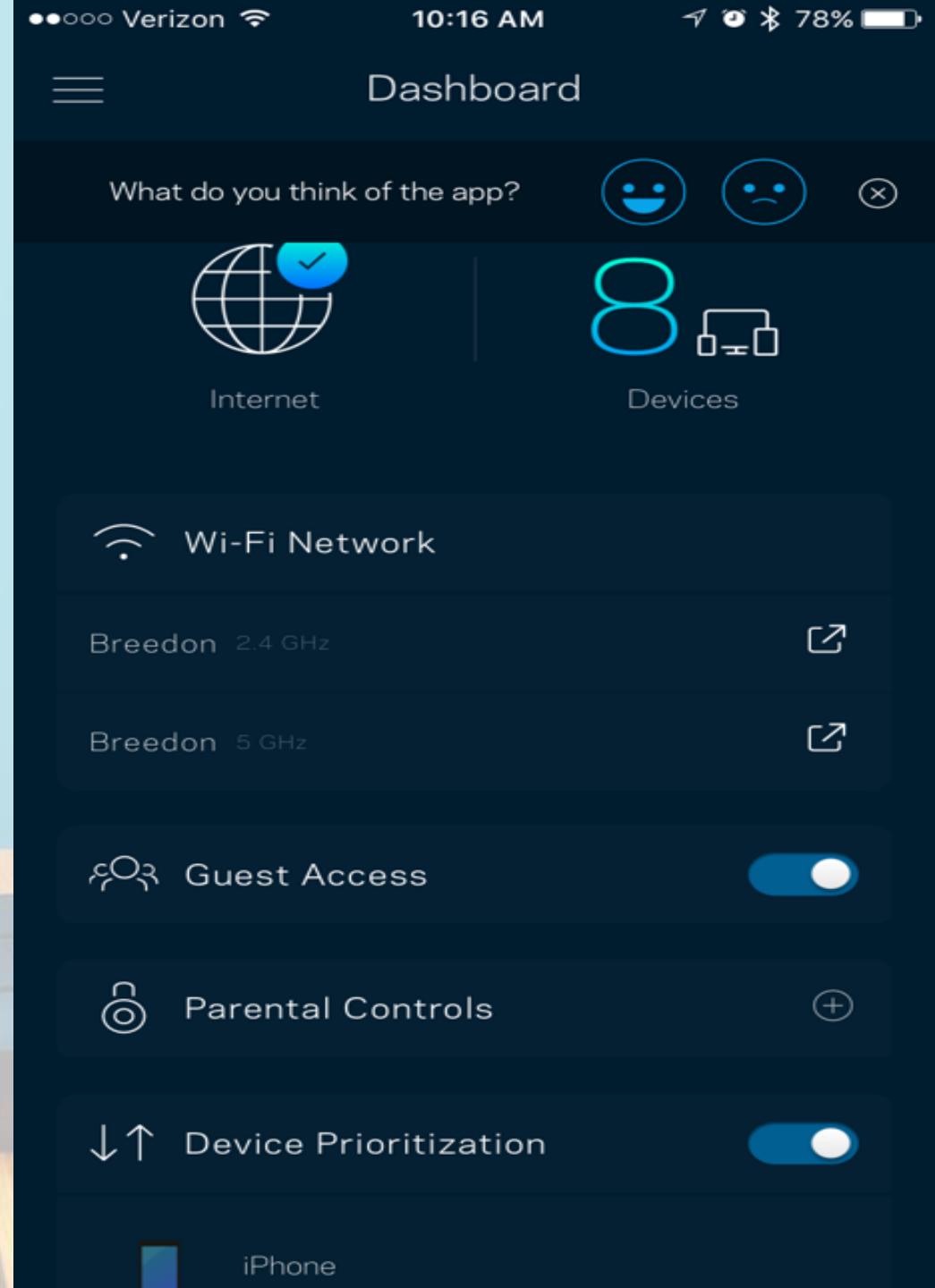
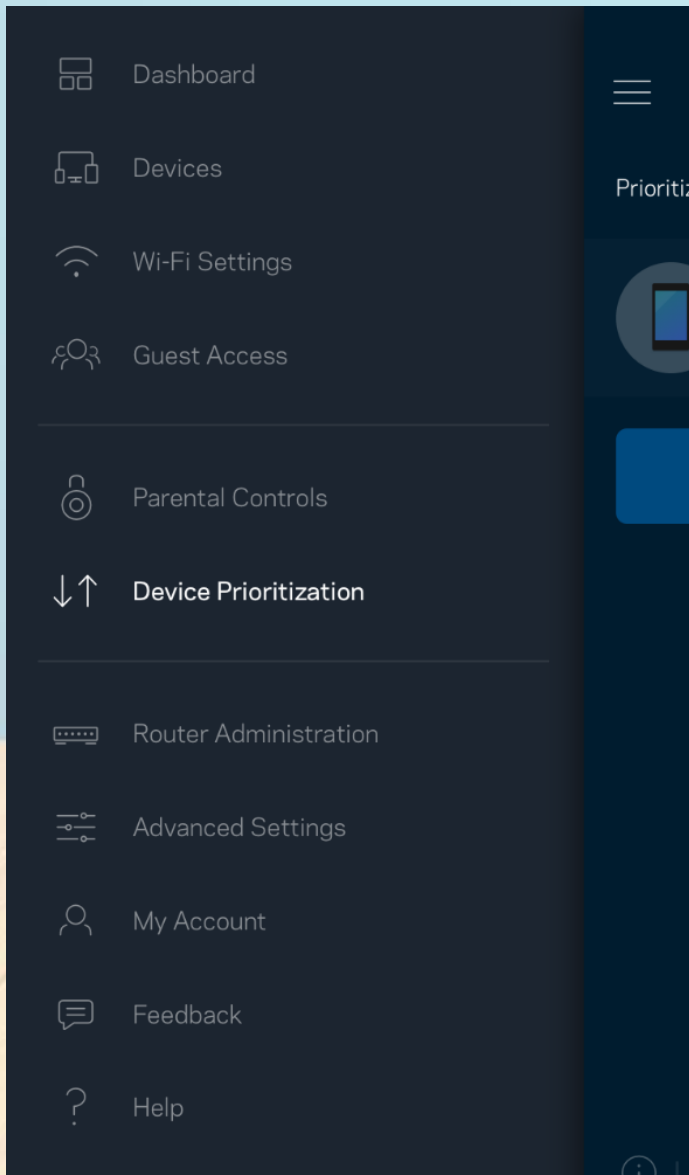
0000  00 24 d7 89 d8 00 00 1d 60 2f 4b 39 08 06 00 01  .$...... /K9....
0010  08 00 06 04 00 01 00 1d 60 2f 4b 39 c0 a8 01 05  ..... /K9....
0020  00 24 d7 89 d8 00 c0 a8 01 98 00 00 00 00 00 00  .$......
0030  00 00 00 00 00 00 00 00 00 00 00 00 00 00 00  .$......
  
```

File: "C:\Users\LeoN\AppData\Local\Temp\wireshark\XXXX06... Packets: 186 Displayed: 186 Marked: 0 Dropped: 0 Profile: Default

# WHAT WIRELESS DATA LOOKS LIKE

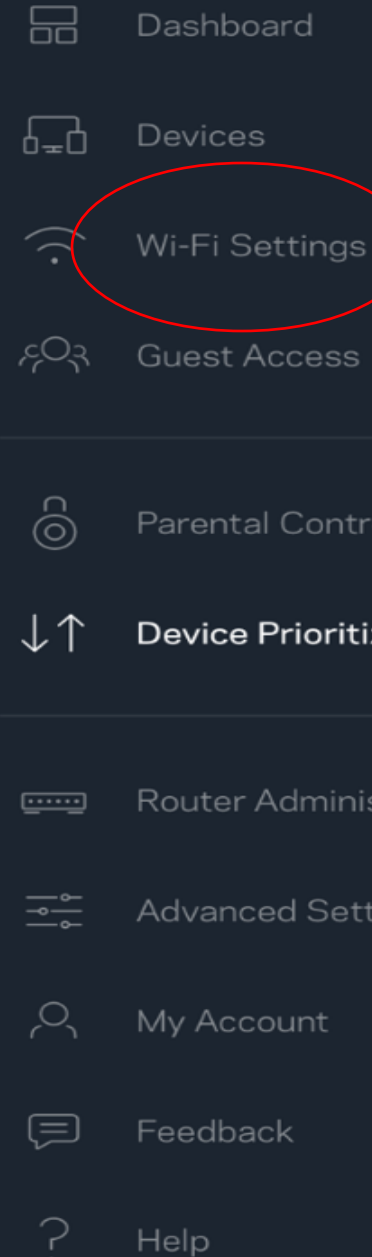
ask-teo.com

# WHAT THE APP LOOKS LIKE



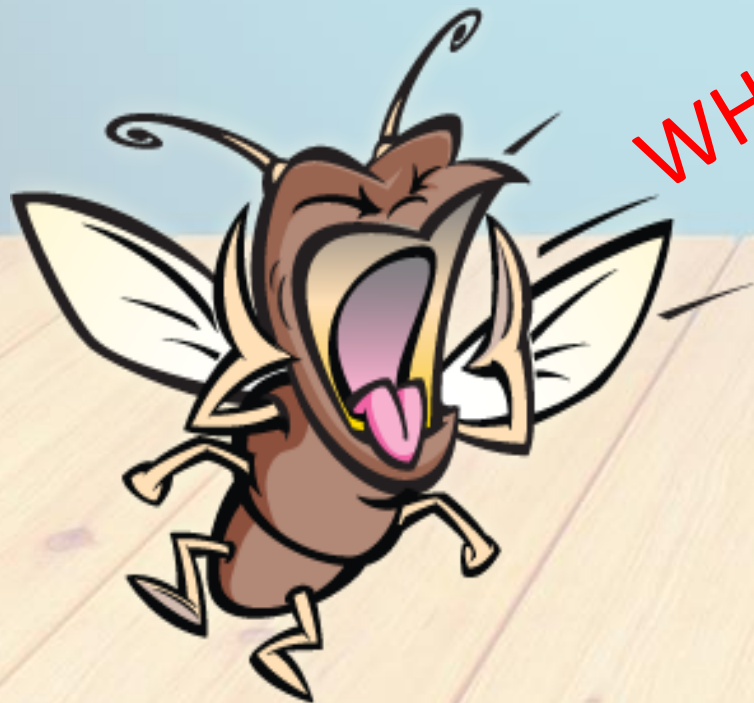
# WIRELESS ROUTERS

- The router data will show every device connected to the Wi-Fi.



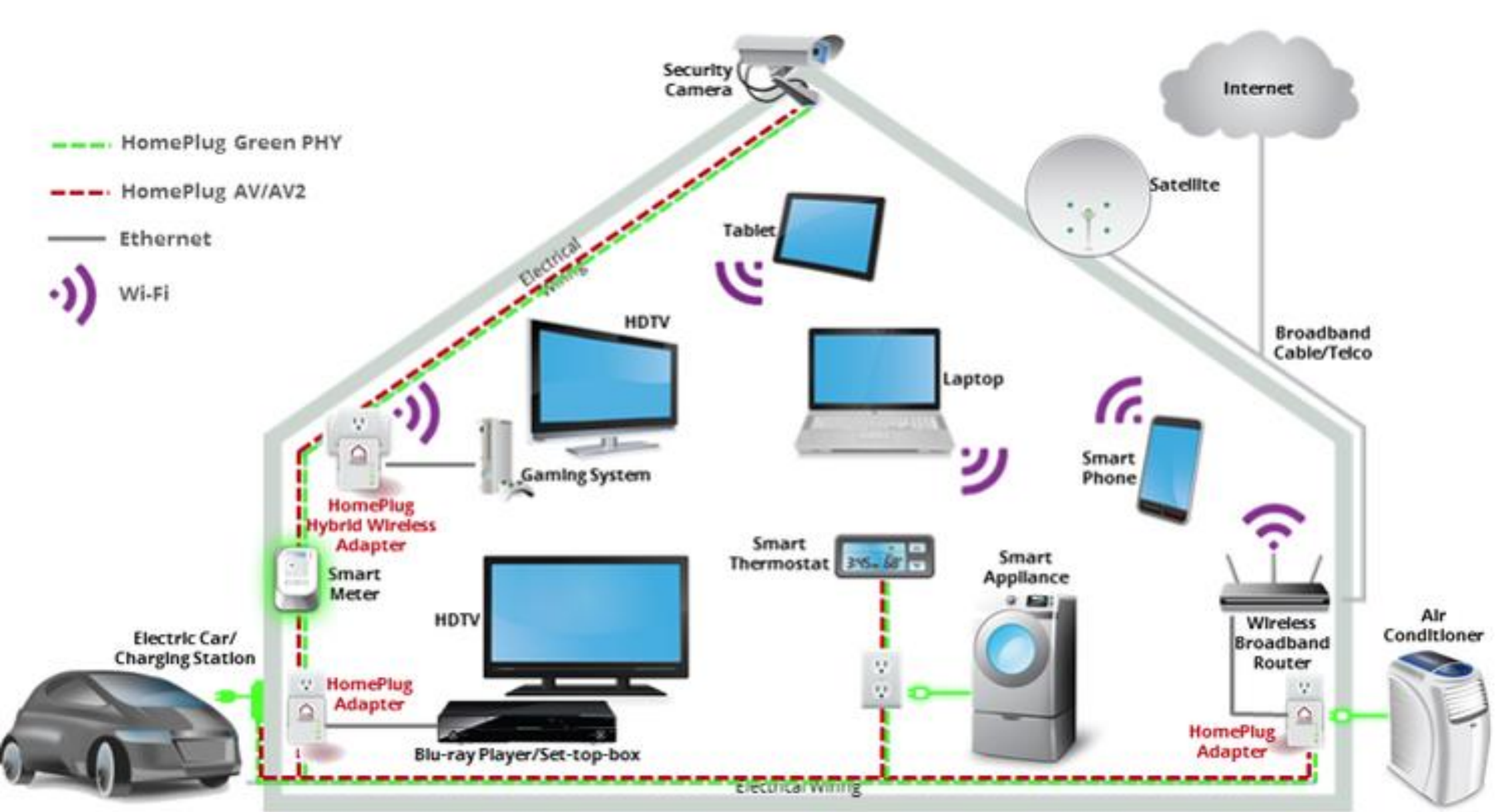
# WIRELESS ROUTERS

- Network Address Translation (NAT)



WHAT IS THAT?!!!





**WHERE DO WE SERVE THE WARRANT?**

**YOU GOT SERVED**





# Research & Information Sharing

SEARCH provides thought leadership to the justice information sharing community by conducting detailed research, analysis and fact finding to explore key justice issues.

[LEARN MORE](#)

The **premier resource** for collecting, sharing, and analyzing innovative and timely knowledge, information, best practices, services and solutions for **justice information sharing**.

## Assistance & Training Center

Need assistance with technical, operational or policy issues? Want to see in-class and online training options? Help



### High-Tech Crime Investigations

Networks • Child Exploitation  
Social Media • Mobile Devices • IRC



### Public Safety & Emergency Communications

COMU/COML • Project Management  
Governance • Statewide Planning



### Justice Information Sharing

Data Modeling • GRA • NIEM • GFIPM  
OJBC • Enterprise Strategic Planning



in-class and online training options? Help is a few clicks away...

Networks • Child Exploitation  
Social Media • Mobile Devices • IRC  
Volatile Data • Legal Issues

Compliance • Project Management  
Governance • Statewide Planning  
Operational & Tactical Support

Data Modeling • GREY • NEM • SIRM  
OJBC • Enterprise Strategic Planning  
Data Architecture • Privacy Policy

### Government Affairs

Learn how SEARCH supports information sharing for state, local, tribal and Federal justice, public safety and homeland security organizations through our [Government Affairs](#) program.

[Learn More >](#)

### Upcoming Events

Date	Event
June 14-16, 2016	<a href="#">Online Investigations: Tools, Tips and Techniques</a>

[See More Events >](#)

### Latest Posts

12 JUN 2016

#### Kentucky State Police CIO is Newest SEARCH Member

SEARCH welcomes a new governor appointee to its Membership Group, representing the Commonwealth of Kentucky: Major Shane Bates, Chief Information Officer, Technical Services Division, Kentucky State Police (KSP).

[Read More >](#)

06 JUN 2016

#### SEARCH Welcomes New California Member

SEARCH welcomes a new governor appointee to its Membership Group, representing the State of California: Commissioner Joseph A. Farrow, California Highway Patrol.

[Read More >](#)

This Web site is funded in part through a grant from the Bureau of Justice Assistance and the Office of Juvenile Justice and Delinquency Prevention, Office of Justice Programs, U.S. Department of Justice. Neither the U.S. Department of Justice nor any of its components operate, control, are responsible for, or necessarily endorse, this Web site (including, without limitation, its content, technical infrastructure, and policies, and any services or tools provided).

#### RECENT POSTS

Kentucky State Police CIO is Newest SEARCH Member  
June 12, 2016

SEARCH Welcomes New California Member  
June 6, 2016

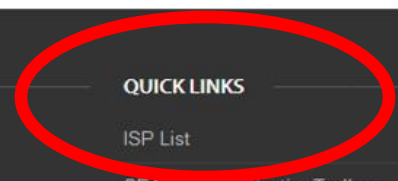
SEARCH Offers Resource for Developing Common Charge Tables  
May 23, 2016

#### CONTACT INFO

SEARCH Corporate Headquarters  
7311 Greenhaven Drive, Suite 270  
Sacramento, California 95831

Phone: (916) 392-2550  
Fax: (916) 392-8440  
Hours: Monday - Friday, 8:00am - 5:00pm

[Contact Us](#)



#### QUICK LINKS

- [ISP List](#)
- [SEARCH Investigative Toolbar](#)
- [Podcasts](#)
- [Public Safety Issue Briefs](#)
- [Tech Guides](#)
- [Repository QA](#)
- [Open Justice Broker Consortium](#)



Search

f t in



Home About Us Membership Solutions Resources Blogs Get Help

# ISP List

Home / Resources / ISP List

The ISP List is a database of Internet service and other online content providers that will help you get the information you need for your case. For each Internet Service Provider listed, you'll find the legal contact information and instructions needed to serve subpoenas, court orders, and search warrants.

The ISP List is a law enforcement community effort, meaning that while it may reside on our website, it belongs to us all. If you come across newer information than what we have listed here, please [let us know](#) and we'll update it. If you discover an ISP that we don't have in the database, [let us know](#) and we'll add it.

We know that getting the information you need from Internet service and other online content providers can be challenging. If you need assistance in this area, let us know through our [Assistance & Training Center](#). We can answer your questions about submitting a legal request and we can help you decipher the results.

## In This Section

- ▶ Publications & Templates
- ▶ Surveys
- ▶ Podcasts
- ▶ **ISP List**
- ▶ SEARCH Investigative Toolbar
- ▶ SEARCH Investigative and Forensic Toolbar
- ▶ Repository QA and Cost Analysis Tools
- ▶ IT Security Self- & Risk-Assessment Tool
- ▶ Public Safety Project Resources
- ▶ High-Tech Crime Investigative Resources
- ▶ Information Sharing Resources

An additional resource for ISP contact information is the [Library of Congress' Directory of Service Provider Agents](#).

Select an ISP from the drop-down menu to access contact information:

ISP Quick Search

ISP Quick Search

**@HOME NETWORK**

01 COMMUNICATIONS

1&1 Internet Inc.

1&1 Mail & Media, Inc.

3 Rivers Communications

360 Network Solutions

365 Wireless, LLC

4chan

About.com

AboveNet

Access Communications Co-operative Limited

Accountnow.com

Acotel Interactive

AD-BASE SYSTEMS, INC./VOIPSTREET,INC

ADELPHIA COMMUNICATIONS

Adobe Systems Incorporated

Adobe Systems, Inc.

ADP

Adult Friend Finder

Quick Access ISP Informa

We know that getting the information you need from Internet service and other online content providers can be challenging. If you need assistance in this area, let us know through our [Assistance & Training Center](#). We can answer your questions about submitting a legal request and we can help you decipher the results.

Select an ISP from the drop-down menu to access contact information:

ISP Quick Search

- ISP Quick Search
- @HOME NETWORK**
- 01 COMMUNICATIONS
- 1&1 Internet Inc.
- 1&1 Mail & Media, Inc.
- 3 Rivers Communications
- 360 Network Solutions
- 365 Wireless, LLC
- 4chan
- About.com
- AboveNet
- Access Communications Co-operative Limited
- Accountnow.com
- Acotel Interactive
- AD-BASE SYSTEMS, INC./VOIPSTREET,INC
- ADELPHIA COMMUNICATIONS
- Adobe Systems Incorporated
- Adobe Systems, Inc.
- ADP
- Adult Friend Finder

**Quick Access ISP Informa**

area, let us know through our [Assistance & Training Center](#). We can answer your questions about submitting a legal request and we can help you decipher the results.

Select an ISP from the drop-down menu to access contact information:

<b>Contact Name:</b>	Tom Koch, Corporate Security
<b>Online Service:</b>	Sprint
<b>Online Service Address:</b>	6480 Sprint Pkwy Overland Park, Kansas 66251
<b>Phone Number:</b>	800-877-7330
<b>Fax Number:</b>	816-600-3111
<b>Note(s):</b>	Sprint utilizes a LE portal for legal process. If you are unfamiliar with L-Site and wish to obtain further information, please send an email to: <a href="mailto:L-Site@Sprint.com">L-Site@Sprint.com</a> . Effective October 1, 2013 Sprint will no longer accept legal demands directed to Nextel Communications. Please direct all future legal demands to Sprint Corporation.

- > [ISP List](#)
- > [SEARCH](#)
- > [SEARCH](#)
- > [Reposito](#)
- > [IT Secur](#)
- > [Public Sa](#)
- > [High-Tec](#)
- > [Informati](#)

An addi  
informa  
[Director](#)

## Quick Access ISP Information



## ISP List

The ISP List is a database of Internet service and other online content providers that will help you get the information you need for your case. For each Internet Service Provider listed, you'll find the legal contact information and instructions needed to serve subpoenas, court orders, and search warrants.

The ISP List is a law enforcement community effort, meaning that while it may reside on our website, it belongs to us all. If you come across newer information than what we have listed here, please [let us know](#) and we'll update it. If you discover an ISP that we don't have in the database, [let us know](#) and we'll add it.

We know that getting the information you need from Internet service and other online content providers can be challenging. If you need assistance in this area, let us know through our [Assistance & Training Center](#). We can answer your questions about submitting a legal request and we can help you decipher the results.

### In This Section

- Publications & Templates
- Surveys
- Podcasts
- ISP List**
- SEARCH Investigative Toolbar
- SEARCH Investigative and Forensic Toolbar
- Repository QA and Cost Analysis Tools
- IT Security Self- & Risk-Assessment Tool
- Public Safety Project Resources
- High-Tech Crime Investigative Resources
- Information Sharing Resources

Select an ISP from the drop-down menu to access contact information:

ISP Quick Search

<b>Contact Name:</b>	Tom Koch, Corporate Security
<b>Online Service:</b>	Sprint
<b>Online Service Address:</b>	6480 Sprint Pkwy Overland Park, Kansas 66251
<b>Phone Number:</b>	800-877-7330
<b>Fax Number:</b>	816-600-3111
<b>Note(s):</b>	Sprint utilizes a LE portal for legal process. If you are unfamiliar with L-Site and wish to obtain further information, please send an email to: <a href="mailto:L-Site@Sprint.com">L-Site@Sprint.com</a> . Effective October 1, 2013 Sprint will no longer accept legal demands directed to Nextel Communications. Please direct all future legal demands to Sprint Corporation.

An additional resource for ISP contact information is the [Library of Congress' Directory of Service Provider Agents](#).

# DEFENSE CHALLENGES TO DIGITAL EVIDENCE

- **Digital evidence is unreliable because anyone can log in and alter it.**



# THE DEFENSE ARGUMENT

- **“[THE WITNESS] COULD NOT TESTIFY FROM HIS PERSONAL KNOWLEDGE THAT THE PHOTOGRAPH TRUTHFULLY PORTRAYED FULMORE FLASHING THE GANG SIGN AND...NO EXPERT TESTIFIED THAT THE PICTURE WAS NOT A “COMPOSITE’ OR ‘FAKED” PHOTOGRAPH. SUCH EXPERT TESTIMONY IS EVEN MORE CRITICAL TODAY TO PREVENT THE ADMISSION OF MANIPULATED IMAGES...”**

# OUR RESPONSE

- **“...EVIDENCE OF THE PASSWORD REQUIREMENT FOR POSTING AND DELETING CONTENT DISTINGUISHES BECKLEY, AS DOES THE PERVASIVE CONSISTENCY OF THE CONTENT OF THE PAGE, FILLED WITH PERSONAL PHOTOGRAPHS, COMMUNICATIONS, AND OTHER DETAILS TENDING TOGETHER TO IDENTIFY AND SHOW OWNER-MANAGEMENT OF A PAGE DEVOTED TO GANG-RELATED INTERESTS.”**
  - **PEOPLE V. VALDEZ, 201 CAL. APP. 4TH 1429 (11)**
  - **LORRAINE V. MARKEL AM. INS. Co., 241 F.R.D. 534, 2007 U.S. DIST. LEXIS 33020, 73 FED. R. EVID. SERV. (CALLAGHAN) 446 (D. Md. 2007)**
  - **STATE V. GIBSON, 2015-OHIO-1679, 2015 OHIO APP. LEXIS 1614 (OHIO CT. APP., LUCAS COUNTY MAY 1 2015)**

# AUTHENTICITY

**Because electronic records can be altered easily, opposing parties often allege that computer records lack authenticity because they have been tampered with or changed after they were created. Importantly, courts have rejected arguments that electronic evidence is inherently unreliable because of its potential for manipulation. As with paper documents, the mere possibility of alteration is not sufficient to exclude electronic evidence. Absent specific evidence of alteration, such possibilities go only to the evidence's weight, not admissibility.**

**United States v. Safavian, 435 F. Supp. 2d 36, 41 (D.D.C. 2006)**



# AUTHENTICITY

**“The fact that it is possible to alter data contained in a computer is plainly insufficient to establish untrustworthiness.”**

**United States v. Bonallo, 858 F.2d 1427, 1436 (9th Cir. 1988)**



**Know what that is?**

# **BEST EVIDENCE RULE**

- **The best evidence rule states that to prove the content of a writing, recording, or photograph, the “original” writing, recording, or photograph is ordinarily required.**

# **BEST EVIDENCE RULE**

**The Rules state that “[i]f data are stored in a computer or similar device, any printout or other output readable by sight, shown to reflect the data accurately, is an ‘original’.” Fed. R. Evid. 1001(3). Thus, an accurate printout of computer data always satisfies the best evidence rule.**

**United States v. Bennett, 363 F.3d 947, 953 (9th Cir. 2004)**

# **BEST EVIDENCE RULE**

**Rule 1003 states that a “duplicate is admissible to the same extent as an original” unless there is a genuine question about the original’s authenticity or there is some other reason why admitting the duplicate would be unfair.**

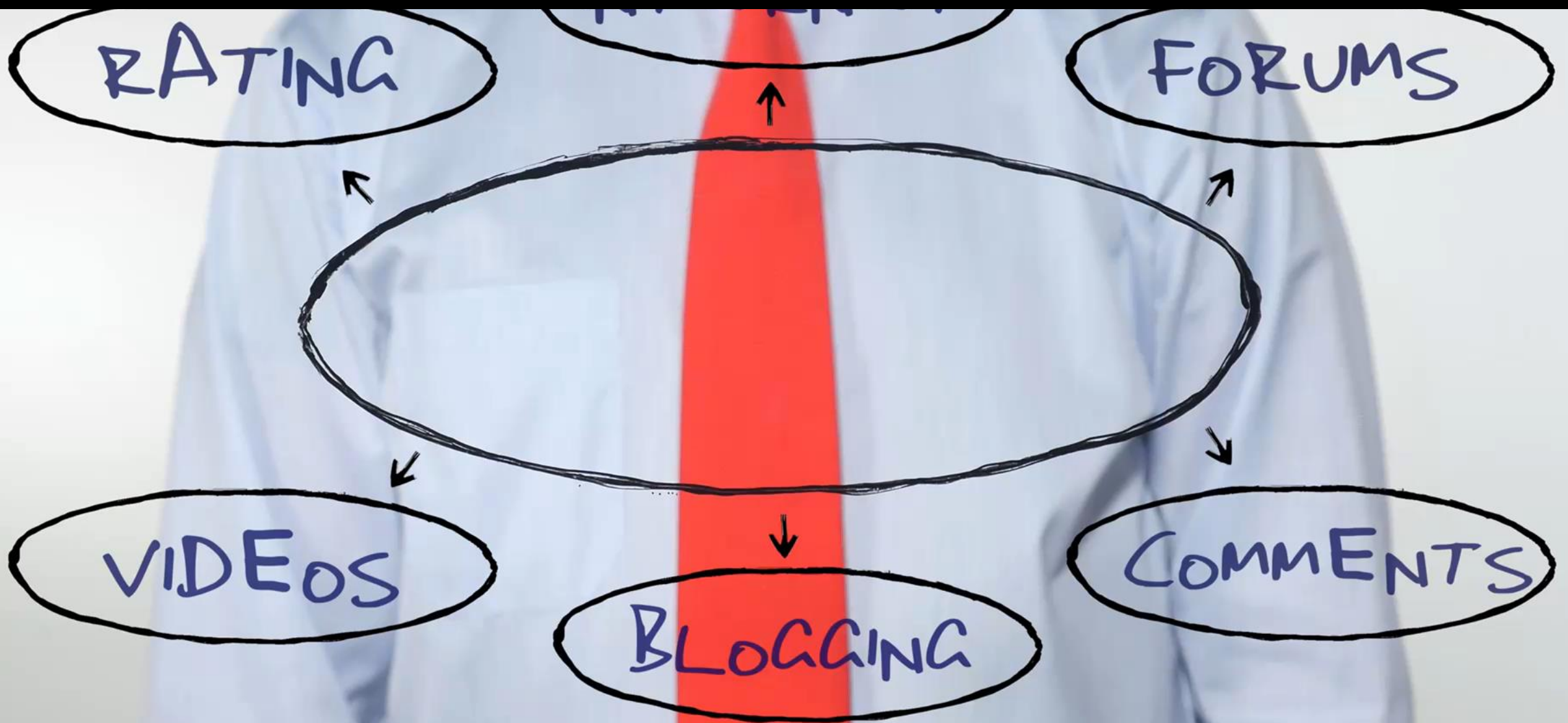
The background features a grid of binary code (0s and 1s) in shades of blue and green. A large, semi-transparent fingerprint is centered on the right side. A magnifying glass is positioned over the fingerprint, with its handle extending towards the bottom right. The overall aesthetic is technical and legal.

**MATTHEW A. BREEDON**  
***ASSISTANT DISTRICT ATTORNEY***  
***OGEECHEE JUDICIAL CIRCUIT***

MBREEDON@PACGA.ORG

229-410-9934

# HOW TO EFFECTIVELY USE



# *MAKING A MURDERER*

A NETFLIX DOCUMENTARY SERIES

# POWERPOINT



**THE NEWEST AND MOST ADVANCED CUTTING EDGE SOFTWARE...**



A wooden surface with several metal type blocks. The blocks are arranged to spell out the word 'TOP'. To the right of the blocks is a large, stylized red question mark with a black outline. A yellow banner with a black border is overlaid across the middle of the image, containing the text.

**WHAT NEW HIT SINGLE WAS RELEASED  
WITHIN A MONTH OF POWERPOINT**

vevo



0:00 / 4:37



A wooden surface with several metal type blocks. The blocks spell out 'TOP' in a serif font. To the right of the 'P' is a large, stylized red question mark with a black outline. A yellow banner with a black border is overlaid across the middle of the image.

**WHAT WAS THE HIGHEST GROSSING MOVIE  
THAT YEAR**



FANDANGO

MOVIECLIPS

0:30 / 2:23



**THEN**

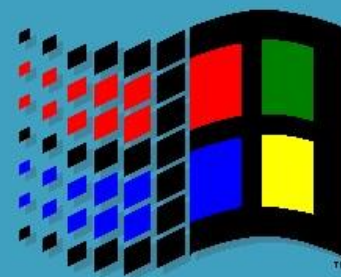
**NOW**



A wooden surface with several metal type blocks arranged to spell out the word 'TYPE'. A large, stylized red question mark with a black outline is superimposed on the right side of the image. A yellow horizontal bar with a black border is positioned across the middle of the image, containing the text 'WHAT YEAR WAS POWERPOINT RELEASED' in bold black capital letters.

**WHAT YEAR WAS POWERPOINT RELEASED**

# 1999



MICROSOFT  
WINDOWS

Version 3.1

Copyright © Microsoft Corporation 1985-1992.  
All Rights Reserved.

THE NEWEST AND MOST AD

TING EDGE SOFTWARE...

**Is a great  
way to lay  
out the story  
in a thematic  
and  
interesting  
way.**

**POWERPOINT**



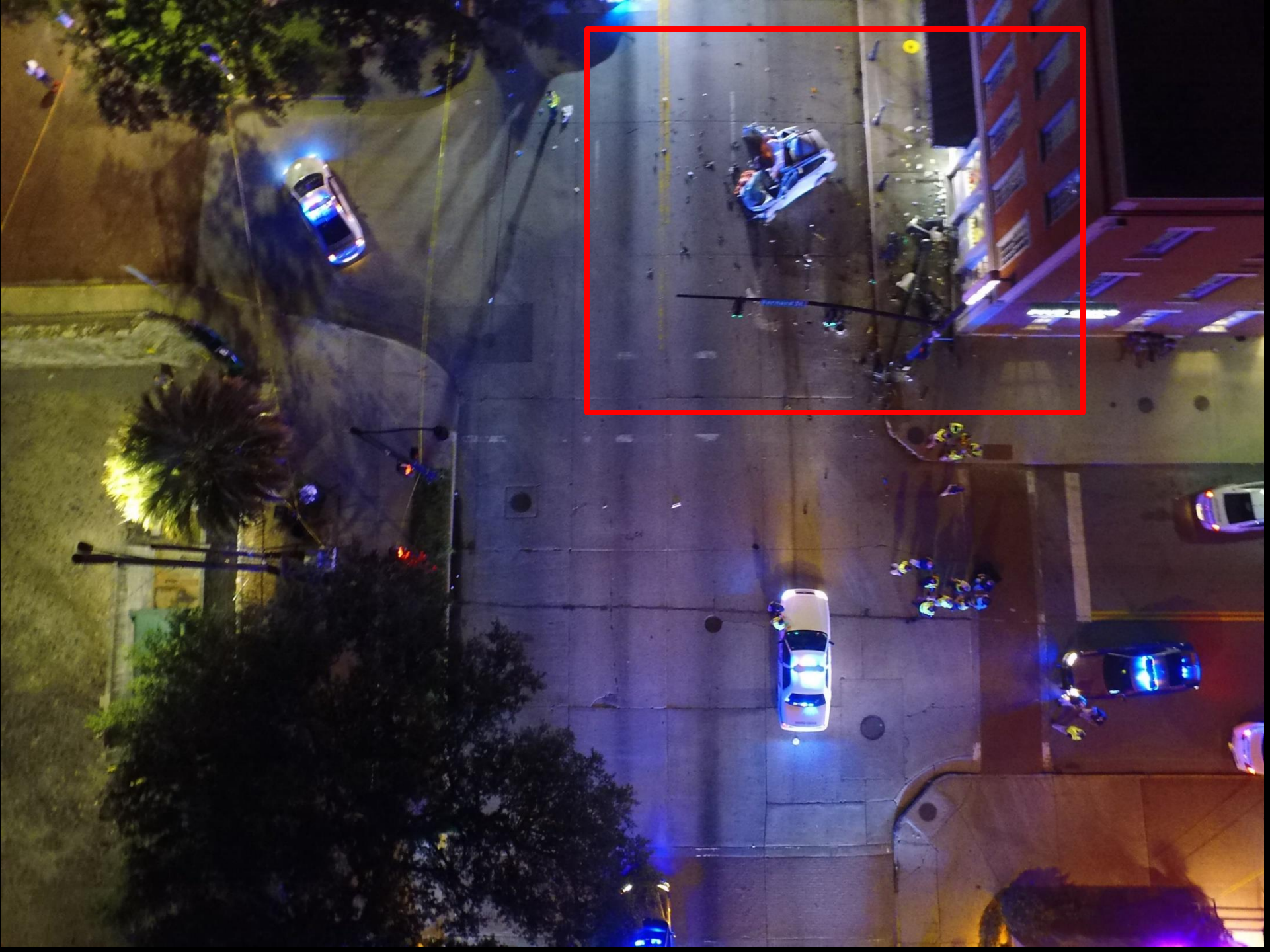


A close-up of a human eye with a futuristic, glowing blue and red digital overlay on the iris. The overlay consists of concentric circles and a central glowing point, suggesting a scanning or data processing function. The background is a soft, out-of-focus view of the eye and surrounding skin.

**MORPH**

# **MORPH**

**Morph is a transition between slides that can seamlessly zoom or transition photos and video**











# MORPH

**It's how to pull phrases from jury charges like this:**



# Defense of Property

A background image of a pair of golden scales of justice, symbolizing law and equity. The scales are positioned on the right side of the frame, with the pans hanging from a central beam. The background is dark, and there are decorative blue and white geometric patterns in the top-left corner.

**The use of force that is intended or likely to cause death or great bodily harm** in order to prevent a trespass on or other tortious or criminal interference with real property (other than a residence or place of business) or personal property (other than a motor vehicle) **is not justified unless the person using such force reasonably believes that such force is necessary to prevent the commission of a forcible felony.**

# Defense of Property

The background of the slide features a pair of golden scales of justice, symbolizing law and equity. The scales are positioned on the right side of the frame, with the pans hanging from a central beam. The lighting is dramatic, highlighting the metallic texture of the scales against a dark, gradient background. In the top-left corner, there are decorative blue and white diagonal lines with small white dots.

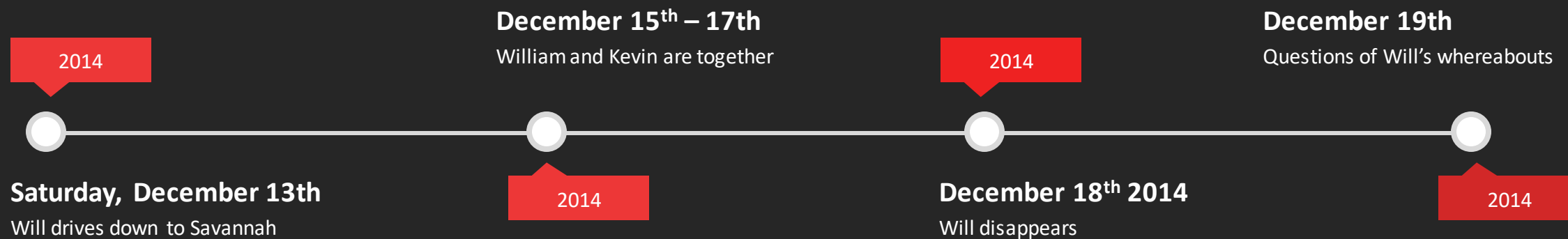
**The use of force that is intended or likely to cause death or great bodily harm...is not justified unless the person using such force reasonably believes that such force is necessary to prevent the commission of a forcible felony.**

# TIMELINES

- NO NEED TO CREATE A TIMELINE. YOU CAN USE THE BELOW TEMPLATES FOR A HORIZONTAL OR VERTICAL TIMELINE.
- JUST FILL IN THE BLANKS
- IF YOU NEED A LONGER TIMELINE JUST DUPLICATE THE SLIDE AS MANY TIMES AS YOU NEED

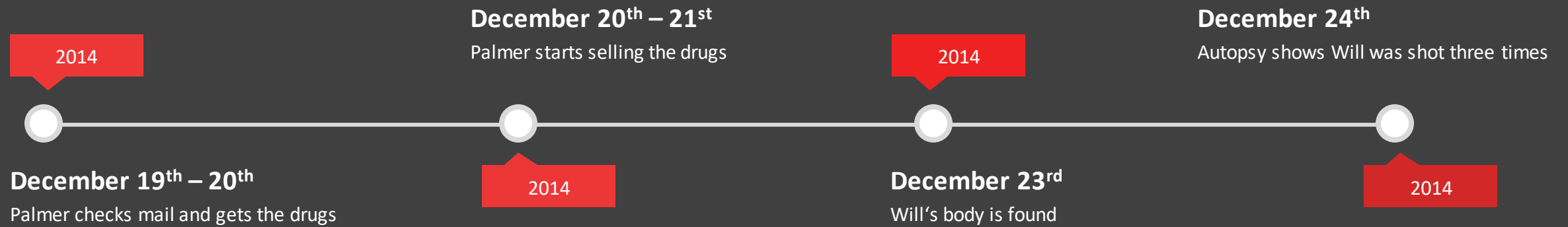
# Events Timeline

December 13<sup>th</sup> -19<sup>th</sup>



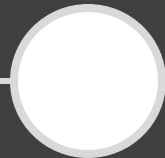
# Events Timeline

December 19<sup>th</sup> – 24<sup>th</sup>



December 23<sup>rd</sup>

# AT&T WORKERS FIND WILL'S BODY







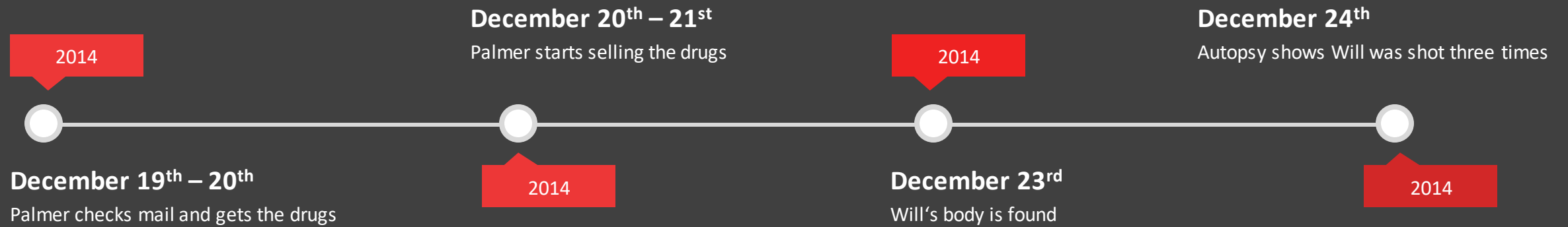






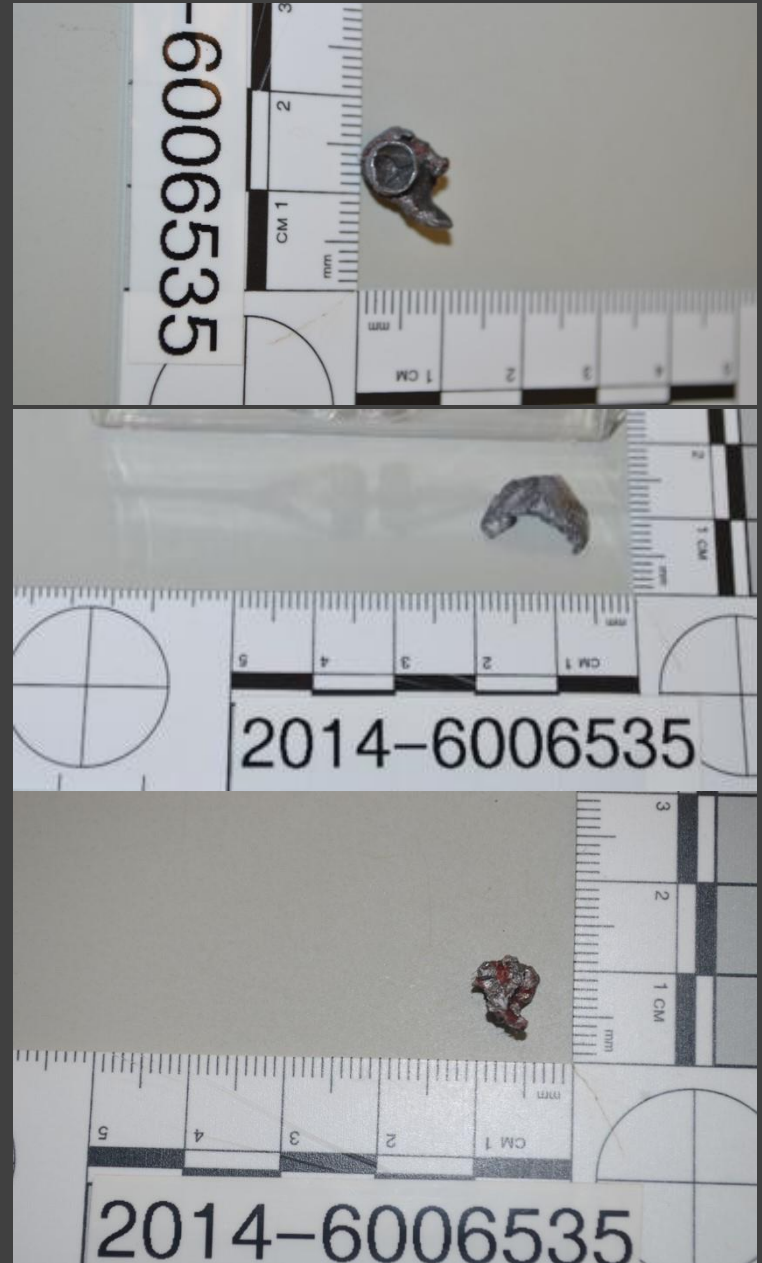
# Events Timeline

December 19<sup>th</sup> – 24<sup>th</sup>



December 24<sup>th</sup>

- The Georgia Bureau of Investigation performs an autopsy on Will
- Will was shot three times with a .22 caliber pistol



# AUTOPSY PHOTOS



# AUTOPSY PHOTOS

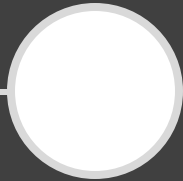


# AUTOPSY PHOTOS



## December 24<sup>th</sup> cont.

- Because they were the last people to have contact with Will the police get a search warrant for Palmer's and Meeks' apartment
- Detectives interview Palmer and Meeks





# EVENTS **TIMELINE**

Date Range

First Event

Third Event

Second Event

Fourth Event



**Fifth Event**

**Seventh Event**

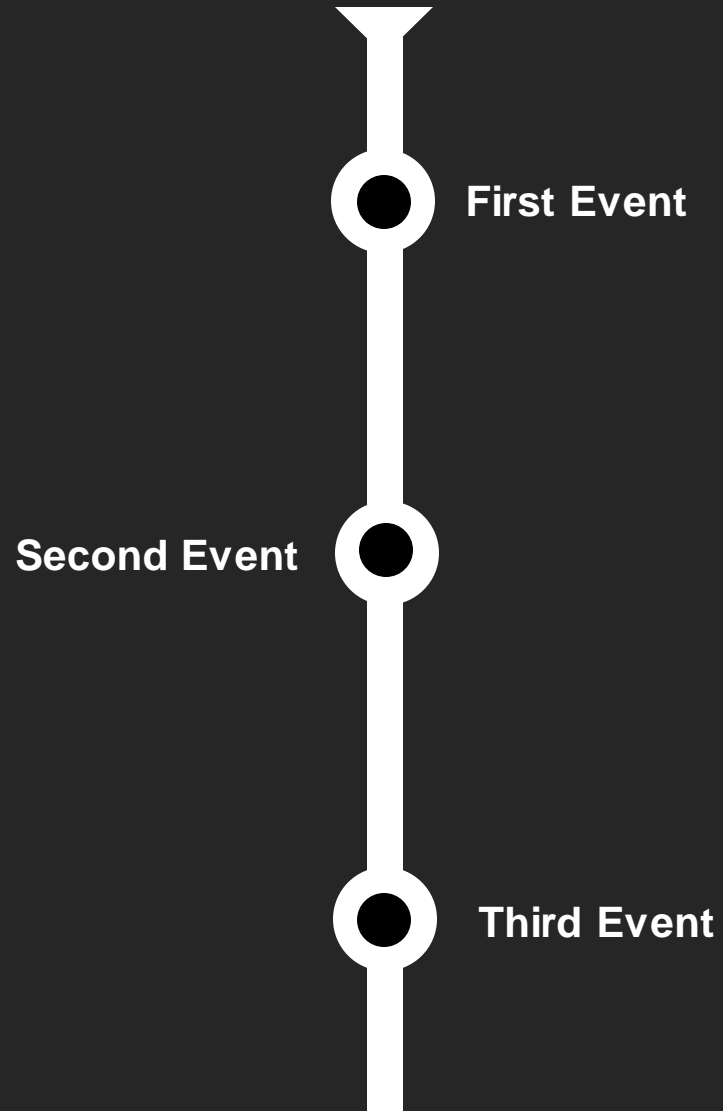
**Sixth Event**

**Eighth Event**



# EVENTS **TIMELINE**

Date Range



The background features a grid of binary code (0s and 1s) in shades of blue and green. A large, semi-transparent fingerprint is centered on the right side. A magnifying glass is positioned over the fingerprint, with its handle extending towards the bottom right. The overall aesthetic is technical and legal.

**MATTHEW A. BREEDON**  
***ASSISTANT DISTRICT ATTORNEY***  
***OGEECHEE JUDICIAL CIRCUIT***

MBREEDON@PACGA.ORG

229-410-9934