

UNITED STATES DISTRICT COURT

for the
District of Columbia

In the Matter of the Search of
(Briefly describe the property to be searched
or identify the person by name and address)

Computer Servers and Records of Microsoft Corporation
for Information Associated with the E-Mail Account,
[REDACTED]

Case: 1:13-mj-00278
Assigned To : Magistrate Judge Deborah A. Robinson
Assign. Date : 4/15/2013
Description: Search and Seizure Warrant

SEARCH AND SEIZURE WARRANT

To: Any authorized law enforcement officer

An application by a federal law enforcement officer or an attorney for the government requests the search of the following person or property located in the Western District of Washington
(identify the person or describe the property to be searched and give its location):
computer servers and records of Microsoft Corporation, located at One Microsoft Way, Redmond, Washington for information associated with the e-mail account, [REDACTED]

The person or property to be searched, described above, is believed to conceal (identify the person or describe the property to be seized):
certain property, the disclosure of which is governed by Title 18, U.S.C. Sections 2701 through 2711, namely contents of electronic e-mails and other electronic data more fully described in ATTACHMENT B to this application.

I find that the affidavit(s), or any recorded testimony, establish probable cause to search and seize the person or property.

YOU ARE COMMANDED to execute this warrant on or before

April 19, 2013
(not to exceed 14 days)

☐ in the daytime 6:00 a.m. to 10 p.m. ☒ at any time in the day or night as I find reasonable cause has been established.

Unless delayed notice is authorized below, you must give a copy of the warrant and a receipt for the property taken to the person from whom, or from whose premises, the property was taken, or leave the copy and receipt at the place where the property was taken.

The officer executing this warrant, or an officer present during the execution of the warrant, must prepare an inventory as required by law and promptly return this warrant and inventory to United States Magistrate Judge

(name)

☐ I find that immediate notification may have an adverse result listed in 18 U.S.C. § 2705 (except for delay of trial), and authorize the officer executing this warrant to delay notice to the person who, or whose property, will be searched or seized (check the appropriate box) ☐ for _____ days (not to exceed 30).

☐ until, the facts justifying, the later specific date of _____.

Date and time issued:

APR 15 2013

1:26 pm

Judge's signature


City and state: Washington, D.C.

U.S. Magistrate Judge Deborah A. Robinson

Printed name and title

ATTACHMENT A

This warrant applies to information, records and content associated with the following email account:


that is stored at premises or on servers owned, maintained, controlled, or operated by Microsoft Corporation, One Microsoft Way, Redmond, WA 98052-6399.

ATTACHMENT B
SPECIFIC ITEMS TO BE SEIZED

I. Information to be disclosed by Microsoft Corporation (the "Provider")

To the extent that the information described in Attachment A is within the possession, custody, or control of the Provider, including any emails, records, files, logs, or information that has been deleted but is still available to the Provider, the Provider is required to disclose the following information to the government for each account or identifier listed in Attachment A:

- a. The contents of all e-mails associated with the account, including stored or preserved copies of e-mails sent to and from the account, draft e-mails, the source and destination addresses associated with each e-mail, the date and time at which each e-mail was sent, and the size and length of each e-mail;
- b. All records or other information regarding the identification of the account, to include full name, physical address, telephone numbers and other identifiers, records of session times and durations, the date on which the account was created, the length of service, the IP address used to register the account, log-in IP addresses associated with session times and dates, account status, alternative e-mail addresses provided during registration, methods of connecting, log files, and means and source of payment (including any credit or bank account number);
- c. The types of service utilized;
- d. All records or other information stored at any time by an individual using the account, including address books, contact and buddy lists, calendar data, pictures, and files;
- e. All records pertaining to communications between the Provider and any person regarding the account, including contacts with support services and records of actions taken.

II . Information to be seized by the government

All information described above in Section I that constitutes evidence, fruits, and/or instrumentalities of criminal violations of 18 U.S.C. § 793(d) (Unauthorized Disclosure of National Defense Information), and/or 18 U.S.C. § 793(g) (Conspiracy to Disclose National Defense Information), including:

- a. records or information relating to the disclosure or potential disclosure of United States classified, intelligence, or national defense information;
 - b. classified documents, images, records, or information, and any communications relating to any such document, image, record, or information;
 - c. records or information relating to the national defense, including but not limited to documents, maps, plans, diagrams, guides, manuals, and other Department of Defense, United States military, and/or weapons material, sources or methods of intelligence gathering, and foreign intelligence;
 - d. records or information relating to Donald Sachtleben's ("SACHTLEBEN's") whereabouts, schedule, travel, or activities from April 1, 2012, through May 31, 2012;
 - e. all communications to or from SACHTLEBEN from April 1, 2012, through May 31, 2012;
 - f. all communications between, and/or among, SACHTLEBEN and any member of the media, including but not limited to [REDACTED]
- [REDACTED]

g. all communications between SACHTLEBEN and any Federal Bureau of Investigation (FBI) personnel, including but not limited to employees, contractors, subcontractors or any other individuals associated with the FBI;

h. records or information relating to the disrupted suicide bomb attack on a U.S.-bound airliner by the Yemen-based terrorist organization Al-Qaeda in the Arabian Peninsula (AQAP) and the recovery by the United States of a bomb in connection with that plot in April 2012;

i. any records or information provided by SACHTLEBEN to any member of the media;

j. the source(s) or potential source(s) of any records or information provided by SACHTLEBEN to any member of the media;

k. records or information relating to the state of mind of SACHTLEBEN;

l. records or information relating to the state of mind of any individuals concerning the communication, disclosure, receipt, or retention of classified, intelligence, or national defense information;

m. records or information relating to knowledge of laws, rules, regulations and/or procedures prohibiting the unauthorized disclosure of classified, intelligence, or national defense information;

n. records or information relating to who created, used, owned, controlled or communicated with the SUBJECT ACCOUNT; and

o. records or information relating to the times and/or locations where the SUBJECT ACCOUNT was used, including Internet Protocol addresses

As used above, the terms "records" and "information" include all of the foregoing items of evidence in whatever form and by whatever means they may have been created or stored, including any form of electronic storage and any photographic form.