

United States District Court
SOUTHERN DISTRICT OF NEW YORK

TO: Law Enforcement Relations Team
Custodian of Records
T-Mobile US, Inc.
4 Sylvan Way, Parsippany, NJ 07054
[REDACTED]

GREETINGS:

WE COMMAND YOU that all and singular business and excuses being laid aside, you appear and attend before the GRAND JURY of the people of the United States for the Southern District of New York, at the United States Courthouse, 40 Foley Square, Room 220, in the Borough of Manhattan, City of New York, New York, in the Southern District of New York, at the following date, time and place:

Appearance Date: August 21, 2019 Appearance Time: 10:00 a.m.

to testify and give evidence in regard to an alleged violation of :

18 U.S.C. §§ 371, 1001, 1519, 2

and not to depart the Grand Jury without leave thereof, or of the United States Attorney, and that you bring with you and produce at the above time and place the following:

Please see attached rider. Personal appearance is not required if the requested records are (1) produced on or before the return date to Assistant U.S. Attorney [REDACTED] of the United States Attorney's Office, 1 St. Andrew's Plaza, New York, NY 10007. Tel: [REDACTED], and (2) accompanied by an executed copy of the attached Declaration of Custodian of Records. Ref No. 2019R01059.

Failure to attend and produce any items hereby demanded will constitute contempt of court and will subject you to civil sanctions and criminal penalties, in addition to other penalties of the Law.

DATED: New York, New York
August 14, 2019

[REDACTED]
GEOFFREY S. BERMAN
*United States Attorney for the
Southern District of New York*

[REDACTED]
Assistant United States Attorney
One St. Andrew's Plaza
New York, New York 10007
Telephone: [REDACTED]
Email: [REDACTED]



RIDER

(Grand Jury Subpoena to T-Mobile, dated August 14, 2019)
Ref. No. 2019R01059

REQUEST:

For the Internet Protocol ("IP") addresses listed below at the following dates and times, please provide the following information:

[REDACTED] on 08/10/2019 08:44:55 EDT

1. All subscriber identifying information including, but not limited to:
 - a. Name;
 - b. User name or other subscriber identity or number;
 - c. Address;
 - d. Primary and alternate telephone numbers;
 - e. Primary and alternate email addresses;
 - f. Date of birth;
 - g. Social Security number;
 - h. Any temporarily assigned network address;
 - i. MAC address; and
 - j. Browser and operating system information.
2. Records of session times and durations and any IP addresses used by the subscriber at the beginning, end, and anytime during these sessions.
3. Length of service, including start date and types of service utilized.
4. Means and source of payment for services (including any credit card or bank account numbers).
5. Subscriber's call detail information for the period from January 1, 2014 to the present.
6. Account notes and logs, including any customer service communications or other correspondence with the subscriber.
7. Investigative files or user complaints concerning the subscriber.

In lieu of an appearance you may comply with this subpoena by providing the requested information, along with a business records certification pursuant to Fed. R. Evid. 803(6) to Assistant U.S. Attorney [REDACTED] of the United States Attorney's Office, 1 St. Andrew's Plaza, New York, NY 10007. Tel: [REDACTED], email: [REDACTED].

Declaration of Custodian of Records

Pursuant to 28 U.S.C. § 1746, I, the undersigned, hereby declare:

My name is _____.
(name of declarant)

I am a United States citizen and I am over eighteen years of age. I am the custodian of records of the business named below, or I am otherwise qualified as a result of my position with the business named below to make this declaration.

I am in receipt of a Grand Jury Subpoena, dated August 14, 2019, and signed by Assistant United States Attorney [REDACTED], requesting specified records of the business named below. Pursuant to Rules 902(11) and 803(6) of the Federal Rules of Evidence, I hereby certify that the records provided herewith and in response to the Subpoena:

- (1) were made at or near the time of the occurrence of the matters set forth in the records, by, or from information transmitted by, a person with knowledge of those matters;
- (2) were kept in the course of regularly conducted business activity; and
- (3) were made by the regularly conducted business activity as a regular practice.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on _____.
(date)

(signature of declarant)

(name and title of declarant)

(name of business)

(business address)

Definitions of terms used above:

As defined in Fed. R. Evid. 803(6), "record" includes a memorandum, report, record, or data compilation, in any form, of acts, events, conditions, opinions, or diagnoses. The term "business" as used in Fed. R. Evid. 803(6) and the above declaration includes business, institution, association, profession, occupation, and calling of every kind, whether or not conducted for profit.



U.S. Department of Justice

*United States Attorney
Southern District of New York*

*The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007*

August 14, 2019

Law Enforcement Relations Team
Custodian of Records
T-Mobile US, Inc.
4 Sylvan Way
Parsippany, NJ 07054
[REDACTED]

Re: Grand Jury Subpoena:

Please be advised that the accompanying grand jury subpoena has been issued in connection with an official criminal investigation of a suspected felony being conducted by a federal grand jury. The Government hereby requests that you voluntarily refrain from disclosing the existence of the subpoena to any third party. While you are under no obligation to comply with our request, we are requesting you not to make any disclosure in order to preserve the confidentiality of the investigation and because disclosure of the existence of this investigation might interfere with and impede the investigation.

If you intend to disclose the existence of this Grand Jury Subpoena request to a third party, please let me know before making any such disclosure.

Thank you for your cooperation in this matter.

Very truly yours,

GEOFFREY S. BERMAN
United States Attorney

By:

[REDACTED] _____
Assistant United States Attorney
[REDACTED]