

United States District Court
SOUTHERN DISTRICT OF NEW YORK

TO: Thomas M. Koch
Manager, Subpoena Compliance
Sprint Corp.
6480 Sprint Parkway
Overland Park, KS 66251

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 16, 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

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], email: [redacted], and (2) accompanied by an executed copy of the attached Declaration of Custodian of Records. Ref No. 2019R0159.

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 13, 2019

Geoffrey S. Berman

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 Sprint, dated August 13, 2019)
Ref. No. 2019R01059

REQUEST:

For the following telephone numbers:



Please provide any and all documents, to include, but not limited to those identified below, for the period **July 6, 2019 until the present:**

1. All subscriber identifying information, including, but not limited to, name(s), address(es), date of birth, social security number(s), email addresses, and secondary telephone number;
2. All billing identifying information, including, but not limited to, name(s), address(es), date of birth, social security number(s), email addresses, secondary telephone number, and method of payment;
3. Physical location or internet protocol ("IP") address where the account was registered;
4. Phone type (e.g. cellular, payphone, calling card, land line);
5. Electronic Serial Number ("ESN"), International Mobile Equipment Identity ("IMEI"), International Mobile Subscriber Identity ("IMSI"), Media Access Control ("MAC") address, SIM number, ICCID number, UDID number, and/or device serial number;
6. All call detail information, including, but not limited to, local, long distance and toll records, including incoming and outgoing calls;
7. Toll information for text messages (timing and numbers associated with incoming and outgoing text messages);
8. All other telephone numbers registered to or listed on the same account;
9. Length of service, including the date the account was established and the date the account was disconnected, if applicable.

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 13, 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 13, 2019

Thomas M. Koch
Manager, Subpoena Compliance
Sprint Corp.
6480 Sprint Parkway
Overland Park, KS 66251

Re: Grand Jury Subpoena and Preservation Request:

Pursuant to Title 18, United States Code Section 2703(f), this letter is a formal request for the preservation of all records, including text message content, and other evidence in your possession or control regarding the following telephone number pending further legal process:



You are hereby requested to preserve, for a period of 90 days, the records described below currently in your possession or control, including records stored on backup media, in a form that includes the complete record.

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.

Thank you for your cooperation in this matter.

Very truly yours,

GEOFFREY S. BERMAN
United States Attorney

By:



Assistant United States Attorney

