

**From:** [REDACTED]

**To:** [REDACTED]

**Subject:** RE: 2422(b) based upon telephone contact

**Date:** Tue, 18 Dec 2007 20:54:59 +0000

**Importance:** Normal

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[REDACTED]

We have been very cautious here b/c of the issue of whether a facility of ISC requires proof of a state line. And, if the cell phone tower communications or the land line call did not cross a state line or if the call didn't involve an internet connection, we've held back. I don't know that there is a clear answer - however, I'd absolutely love to do these cases if you get good law out there on the subject.

So, let me know what you find out! Thanks!

[REDACTED]

D.Utah

-----Original Message-----

**From:** [REDACTED]

**Sent:** Tuesday, December 18, 2007 7:07 AM

**To:** USAEO-PSC-Coordinators

**Subject:** 2422(b) based upon telephone contact

Hi everyone -- Sorry to trouble you, but I have a defense attorney who is claiming that NO ONE has ever been prosecuted anywhere in the United States for a violation of 2422(b) based exclusively on the use of a telephone as the facility of interstate commerce. I know that is false because I have prosecuted two of these, but it would be really helpful if you could provide me with examples of other cases throughout the country.

Thank you so much.

[REDACTED]