

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, SS.

SUPERIOR COURT DEPARTMENT NO. 2004-1415

IN RE APPLICATION OF THE COMMONWEALTH OF MASSACHUSETTS FOR AN ORDER PURSUANT TO 18 U.S.C. § 2703(d)

> ORDBR RE: (617) 905-7830

This matter having come before the Court pursuant to an Application under Title 18, United States Code, Section 2703(o), which Application requests the issuance of an Order under Title 18, United States Code, Section 2703(d) directing Sprint Spectrum, an electronic communications service provider, located at 6480 Sprint Parkway, Overland, KS, to disclose certain records and other information, as set forth in Attachment A to this Order, the Court finds that the applicant has offered specific and articulable facts showing that there are reasonable grounds to believe that the records or other information sought are relevant and material to an originity criminal investigation.

It further appearing that the information sought is relevant and material to an ongoing criminal investigation, and that disclosure to any person of this investigation or this application and order entered in connection therewith would scriously jacopardize the investigation, it is ORDERED pursuant to Title 18, United States Code, Section 2703 (d) that Sprint Spectrum will, within three days of service of this Order upon it, produce to Massachusetts State Police Trooper Mary McCauley, the records and other information set forth in Attachment A to this Order.

It is further ORDERED that the Application (including supporting Affidavit of Trooper Mary McCauley) and this Order are sealed until otherwise ordered by the Court, and that Sprint Spectrum shall not disclose the existence of this Application, Affidavit and/or Order of the Court, or the existence of the investigation, to any other person (except as necessary to carry out this Order) unless and until authorized to do so by the Court.

Justice of the Superior Course

Dated: September 22, 2004

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in testimony that the foregoing is a true copy on file and of record made by photographic process, I hereunto set my hand and affix the sen of said Superfor Court

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ATTACHMENT A

Any and all information, electronically stored or otherwise, regarding cellular telephone number (617) 905-7830, for a 14 day period following and including August 24th, 2004, pertaining to both answered and unanswered calls (billed or unbilled) to destination and pertaining to both answered and unanswered calls (billed or unbilled) to destination and remination numbers which called or were called by the above telephone number on the above date, including but not limited to all connection logs and records of user activity for each such account, including but not limited to cell tower or site records, AMA Records, Roaming Table account, including but not limited to cell tower or site in which the subscriber's Requests, other information indicating the particular cell tower or site in which the subscriber's telephone handset was used or located, and other types of information that may be used to determine, or assist in determining, the physical location of the said telephone at the time of any of said calls (but not including any call or message content).

