

Project - 2

Drafting Search Warrants

Sravani Ravulaparthi
CYBR 641 - Cybercrime Investigations
University of Maryland Baltimore County
M.P.S. Data Science
Prof. Adam Lippe
10/30/2022

TWITTER



Anywhere Police Department,
123 Anywhere Lane,
Anywhere, MD 21212,
Phone: 271-210-6789,
Fax: 271-2106799

UNITED STATES DISTRICT COURT OF MARYLAND
FOR ANYWHERE CITY

APPLICATION AND AFFIDAVIT FOR SEARCH AND SEIZURE WARRANT

To the Honorable Judge of the District Court for Anywhere City, your Affiant, Detective Johnson Cliff, a sworn member of the Anywhere Police Department, states that he has probable cause to believe that:

ON THE PREMISES KNOWN AS:

Twitter, Inc.
Trust/safety-Legal policy,
1355 Market Street Suite 900,
San Francisco, CA 94103

There is presently concealed certain property, **NAMELY:**

Data (including IP Address, geo-location, Tweets activity, Direct Messages, Protected Tweets, profile picture, basic subscriber information), of the user bearing the twitter id: **@fluffy_puppy**, and twitter URL: **https://twitter.com/fluffy_puppy** during the period: **15/11/2019 to 02/13/2020**.

which is evidence relating to the commission of a crime of cyber bullying, in violation of Maryland Annotated Code, **§ 3-805 (2017) (b) (1) (i) (2) (i)**

The requested scope of the search is as follows:

The undersigned respectfully requests to search, including but not limited to, all the database servers and scan the networks in the aforementioned address in order to find evidence, and if any such evidence is found, to retain/seize in our custody subject to section 13-3920.

The requested time of the search is as follows:

I am requesting the search warrant be issued for the hours between 8 A.M to 6 P.M within ten days from the issuance thereof.

The fact tending to establish grounds for the issuance of a Search and Seizure Warrant are set forth in the below Affidavit.

AFFIDAVIT

Affiant's Background

I, Johnson Cliff, a Detective with the Anywhere Police Department, being duly sworn, hereby under oath depose and state as follows:

1. I have been a Detective with Anywhere Police Department since August 9th, 2012. I am currently assigned to the Cyber Crime Squad, where I investigate computer crimes including computer intrusion. I have gained experience in conducting thorough investigations through training in seminars, classes, and day-to-day work related to investigations of this type. As a Detective, I am authorized to investigate violations of laws of the United States and to execute warrants issued under the authority of the United States.
2. Since my assignment to the Cyber Crime Squad, I have worked both surface investigations as well as in an undercover capacity, including the development of informants, and gathering of intelligence information. I have assisted in the preparation of affidavits and search warrants and assisted in the execution of many search warrants during my career, which resulted in the successful prosecution of persons involved in the crime.

Case Background

3. This affidavit is submitted in support of search warrants relating to an online cyber bullying case pertaining to victim Amber Hope, a 10-year-old from Perth, Australia and recently moved to Anywhere, Maryland. Amber's experiences with her colleagues in school were bad as she reports cases of teasing and taunting that have happened to her because of her background and accent. In advancing their bullying, the perpetrators are reported to have gone further to create social media profile in Twitter, which they have used to post sexually explicit images and comments attributed to her.
4. Amber's parents have brought her to the Anywhere Police Department and provided a copy of the posts. On February 1, 2020, Amber received an email from "fluffypuppy@gmail.com" stating "I am not going to put you in the hospital, I am going to put you in the morgue." After receiving that email, Amber did not want to go to school or go out with her friends and was briefly hospitalized. This is evidence that Amber has been bullied. I believe that defendant poses a danger to a crime victim because of the aforementioned mail received from the suspect(s).

5. The information contained in this affidavit is based upon my personal knowledge of the described investigation and from information obtained from other law enforcement agents. Since this affidavit is being submitted for the limited purpose of securing a search warrant, I have not included each fact known to me concerning this investigation. Instead, I have set forth only the facts that I believe are necessary to establish probable cause to believe that the Twitter account associated with **@fluffy_puppy** did knowingly commit the offense described herein.

Technical Background

6. Twitter asks users to provide basic identity and contact information, either during the registration process or thereafter. This information may include the user's full name, e-mail addresses, physical address (including city, state, and zip code), date of birth, gender, occupation, and other personal identifiers.
7. Twitter keep IP logs for each user. These logs contain information about the user's logins to account including, for each access, the IP address assigned to the user and the date stamp at the time the user accessed his or her account.
8. A Twitter user can select different levels of privacy for the communications and information associated with their accounts, by adjusting these privacy settings, a user can make information available only to himself or herself, to users, to all users, or to anyone with access to the Internet, including people who are not users.
9. Therefore, the servers of Twitter are likely to contain all the material just described, including stored electronic communications and information concerning subscribers and their use, such as account access information, transaction information, and account application.

Conclusion

10. Your affiant anticipates executing this warrant under the Electronic Communications Privacy Act, **18 U.S.C. §§ 2703(a), 2703(b)(1)(A) and 2703(c)(1)(A)**, by using the warrant to require servers of Twitter to disclose to the government copies of the records and other aforementioned information (including the content of communications).

11. Wherefore, your Affiant requests that a Search and Seizure Warrant be issued for the said grey and beige building at *1355 Market Street Suite 900*, San Francisco, CA 94103. I solemnly affirm under the penalties of perjury that the contents of the foregoing Application and Affidavit are true to the best of my knowledge, information, and belief. For any portion of the Application and Affidavit that relies upon information provided by someone other than the applicant, and only for such portion(s).

Affiant *Johnson Cliff* 02/14/2020
Detective/Office Date and Time
Johnson Cliff,
Anywhere Police Department,
President St, Anywhere, MD 21212,
Badge No.: PN88693,
Phone: (571)-519-1234,
E-mail: cliff_j@anywhererepd.org

APPROVALS

Supervisor *Peter Parker* 02/14/2020
Detective/Office Date and Time
Peter Parker,
Captain, Anywhere Police Department,
President St, Anywhere, MD 21212,
Badge No.: CD66684,
Phone: (571)-519-5678,
E-mail: parker_p@anywhererepd.org

Sworn to and subscribed in my presence this 14 day of February 2020.

Robert Downey
Robert Downey,
United States Magistrate Judge,
District Court of Maryland.



District Court of Maryland for Anywhere City

UNITED STATES DISTRICT COURT OF MARYLAND
FOR ANYWHERE CITY

SEARCH AND SEIZURE WARRANT

02/14/2020

To: Detective Johnson Cliff, Anywhere Police Department, Maryland.

WHEREAS:

An application and affidavit were made and delivered to me by Detective Johnson Cliff, a sworn member of the Anywhere Police Department, who has probable cause to believe that:

ON THE PREMISES KNOWN AS:

Twitter, Inc.
Trust/safety-Legal policy,
1355 Market Street Suite 900,
San Francisco, CA 94103

There is presently concealed certain property, **NAMELY:**

Data (including IP Address, geo-location, Tweets activity, Direct Messages, Protected Tweets, profile picture, basic subscriber information), of the user bearing the
twitter id: **@fluffy_puppy**, and
twitter URL: **https://twitter.com/fluffy_puppy** during the period: **15/11/2019 to 02/13/2020**.

which is evidence relating to the commission of a crime of cyber bullying, in violation of Maryland Annotated Code, **§ 3-805 (2017) (b) (1) (i) (2) (i)**, and in accordance with Electronic Communications Privacy Act, **18 U.S.C. §§ 2703(a), 2703(b)(1)(A) and 2703(c)(1)(A)**, I am satisfied that there is probable cause for issuance of the Search and Seizure Warrant exists, as stated on the Application and Affidavit attached to this warrant.

You are, therefore, commanded with the necessary and proper assistance, to (1)search the place herein above specified; (2) search the place strictly between 8 A.M to 6 P.M within ten days from the issuance thereof; (3) seize any evidence of the commission of a misdemeanor or felony which is found in the building or things covered by this warrant; (4) leave a copy of this Warrant and Application/Affidavit with and inventory of the property seized pursuant to applicable law; and (5) return a copy of this Warrant and Application/Affidavit with and inventory, if any, to me within ten(10) days after execution of this Warrant; or if not served, to return this Warrant and Application/Affidavit to me promptly, per Maryland Rules, Rule 4-601(h).

SIGNED:  02/14/2020

JUDGE

DATE/TIME

Robert Downey,
United States Magistrate Judge,
District Court of Maryland.

FACEBOOK



Anywhere Police Department,
123 Anywhere Lane,
Anywhere, MD 21212,
Phone: 271-210-6789,
Fax: 271-2106799

UNITED STATES DISTRICT COURT OF MARYLAND
FOR ANYWHERE CITY

APPLICATION AND AFFIDAVIT FOR SEARCH AND SEIZURE WARRANT

To the Honorable Judge of the District Court for Anywhere City, your Affiant, Detective Johnson Cliff, a sworn member of the Anywhere Police Department, states that he has probable cause to believe that:

ON THE PREMISES KNOWN AS:

Meta Platforms, Inc.,
1601 Willow Road,
Menlo Park, CA 94025.

There is presently concealed certain property, **NAMELY:**

Data (including IP Address, geo-location, image data, liked and shared posts, comments, messages sent and received, profile picture, basic subscriber information) of the user bearing the mail id: **fluffypuppy@gmail.com** and user name: **Fluffy Puppy**, during the period: **15/11/2019 to 02/13/2020**.

which is evidence relating to the commission of a crime of cyber bullying, in violation of Maryland Annotated Code, § 3-805 (2017) (b) (1) (i) (2) (i)

The requested scope of the search is as follows:

The undersigned respectfully requests to search, including but not limited to, all the database servers and scan the networks in the aforementioned address in order to find evidence, and if any such evidence is found, to retain/seize in our custody subject to section 13-3920.

The requested time of the search is as follows:

I am requesting the search warrant be issued for the hours between 8 A.M to 6 P.M within ten days from the issuance thereof.

The fact tending to establish grounds for the issuance of a Search and Seizure Warrant are set forth in the below Affidavit.

AFFIDAVIT

Affiant's Background

I, Johnson Cliff, a Detective with the Anywhere Police Department, being duly sworn, hereby depose and state as follows:

1. I have been a Detective with Anywhere Police Department since August 9th, 2012. I am currently assigned to the Cyber Crime Squad, where I investigate computer crimes including computer intrusion. I have gained experience in conducting thorough investigations through training in seminars, classes, and day-to-day work related to investigations of this type. As a Detective, I am authorized to investigate violations of laws of the United States and to execute warrants issued under the authority of the United States.
2. Since my assignment to the Cyber Crime Squad, I have worked both surface investigations as well as in an undercover capacity, including the development of informants, and gathering of intelligence information. I have assisted in the preparation of affidavits and search warrants and assisted in the execution of many search warrants during my career, which resulted in the successful prosecution of persons involved in the crime.

Case Background

3. This affidavit is submitted in support of search warrants relating to an online cyber bullying case pertaining to victim Amber Hope, a 10-year-old from Perth, Australia and recently moved to Anywhere, Maryland. Amber's experiences with her colleagues in school were bad as she reports cases of teasing and taunting that have happened to her because of her background and accent. In advancing their bullying, the perpetrators are reported to have gone further to create social media profile in Facebook, which they have used to post sexually explicit images and comments attributed to her.
4. Amber's parents have brought her to the Anywhere Police Department and provided a copy of the posts. On February 1, 2020, Amber received an email from "fluffypuppy@gmail.com" stating "I am not going to put you in the hospital, I am going to put you in the morgue." After receiving that email, Amber did not want to go to school or go out with her friends and was briefly hospitalized. This is evidence that Amber has been bullied. I believe that defendant poses a danger to a crime victim because of the aforementioned mail received from the suspect(s).

5. The information contained in this affidavit is based upon my personal knowledge of the described investigation and from information obtained from other law enforcement agents. Since this affidavit is being submitted for the limited purpose of securing a search warrant, I have not included each fact known to me concerning this investigation. Instead, I have set forth only the facts that I believe are necessary to establish probable cause to believe that the Facebook account associated with **fluffypuppy@gmail.com** with user name **Fluffy Puppy** did knowingly commit the offense described herein.

Technical Background

6. Facebook ask users to provide basic identity and contact information, either during the registration process or thereafter. This information may include the user's full name, e-mail addresses, physical address (including city, state, and zip code), date of birth, gender, occupation, and other personal identifiers.
7. Facebook keep IP logs for each user. These logs contain information about the user's logins to account including, for each access, the IP address assigned to the user and the date stamp at the time the user accessed his or her account.
8. They allow its users to establish accounts, and users can then use their accounts to share written news, photographs, videos, and other information with other users, and sometimes with the public.
9. Therefore, the servers of Facebook are likely to contain all the material just described, including stored electronic communications and information concerning subscribers and their use, such as account access information, transaction information, and account application.

Conclusion

10. Your affiant anticipates executing this warrant under the Electronic Communications Privacy Act, **18 U.S.C. §§ 2703(a), 2703(b)(1)(A) and 2703(c)(1)(A)**, by using the warrant to require computers of Facebook to disclose to the government copies of the records and other aforementioned information (including the content of communications).

11. Wherefore, your Affiant requests that a Search and Seizure Warrant be issued for the said beige building at 1601 Willow Road, Menlo Park, CA 94025. I solemnly affirm under the penalties of perjury that the contents of the foregoing Application and Affidavit are true to the best of my knowledge, information, and belief. For any portion of the Application and Affidavit that relies upon information provided by someone other than the applicant, and only for such portion(s).

Affiant *Johnson Cliff* 02/14/2020
Detective/Office Date and Time
Johnson Cliff,
Anywhere Police Department,
President St, Anywhere, MD 21212,
Badge No.: PN88693,
Phone: (571)-519-1234,
E-mail: cliff_j@anywherepd.org

APPROVALS

Supervisor *Peter Parker* 02/14/2020
Detective/Office Date and Time
Peter Parker,
Captain, Anywhere Police Department,
President St, Anywhere, MD 21212,
Badge No.: CD66684,
Phone: (571)-519-5678,
E-mail: parker_p@anywherepd.org

Sworn to and subscribed in my presence this 14 day of February 2020.

Robert Downey
Robert Downey,
United States Magistrate Judge,
District Court of Maryland.



District Court of Maryland for Anywhere City

UNITED STATES DISTRICT COURT OF MARYLAND FOR ANYWHERE CITY

SEARCH AND SEIZURE WARRANT

02/14/2020

To: Detective Johnson Cliff, Anywhere Police Department, Maryland.

WHEREAS:

An application and affidavit were made and delivered to me by Detective Johnson Cliff, a sworn member of the Anywhere Police Department, who has probable cause to believe that:

ON THE PREMISES KNOWN AS:

Meta Platforms, Inc.,
1601 Willow Road,
Menlo Park,
CA 94025.

There is presently concealed certain property, **NAMELY:**

Data (including IP Address, geo-location, image data, liked and shared posts, comments, messages sent and received, profile picture, basic subscriber information) of the user bearing the mail id: **fluffypuppy@gmail.com** and user name: **Fluffy Puppy** during the period: **15/11/2019 to 02/13/2020**.

which is evidence relating to the commission of a crime of cyber bullying, in violation of Maryland Annotated Code, **§ 3-805 (2017) (b) (1) (i) (2) (i)**, and in accordance with Electronic Communications Privacy Act, **18 U.S.C. §§ 2703(a), 2703(b)(1)(A) and 2703(c)(1)(A)**, I am satisfied that there is probable cause for issuance of the Search and Seizure Warrant exists, as stated on the Application and Affidavit attached to this warrant.

You are, therefore, commanded with the necessary and proper assistance, to (1) search the place herein above specified; (2) search the place strictly between 8 A.M to 6 P.M within ten days from the issuance thereof; (3) seize any evidence of the commission of a misdemeanor or felony which is found in the building or things covered by this warrant; (4) leave a copy of this Warrant and Application/Affidavit with and inventory of the property seized pursuant to applicable law; and (5) return a copy of this Warrant and Application/Affidavit with and inventory, if any, to me within ten(10) days after execution of this Warrant; or if not served, to return this Warrant and Application/Affidavit to me promptly, per Maryland Rules, Rule 4-601(h).

SIGNED:  02/14/2020

JUDGE

DATE/TIME

Robert Downey,
United States Magistrate Judge,
District Court of Maryland.

INSTAGRAM



Anywhere Police Department,
123 Anywhere Lane,
Anywhere, MD 21212,
Phone: 271-210-6789,
Fax: 271-2106799

UNITED STATES DISTRICT COURT OF MARYLAND
FOR ANYWHERE CITY

APPLICATION AND AFFIDAVIT FOR SEARCH AND SEIZURE WARRANT

To the Honorable Judge of the District Court for Anywhere City, your Affiant, Detective Johnson Cliff, a sworn member of the Anywhere Police Department, states that he has probable cause to believe that:

ON THE PREMISES KNOWN AS:

Instagram,
1601 Willow Road,
Menlo Park,
CA 94025, USA

There is presently concealed certain property, **NAMELY:**

Data, including IP Address, geo-location, profile picture, liked and shared posts, messages sent and received, basic subscriber information, content and non-content data images and textual data such as comments related to the user bearing the mail id: **fluffypuppy@gmail.com**, with user id: **fluffy_puppy**, during the period: **15/11/2019 to 02/13/2020**.

which is evidence relating to the commission of a crime of cyber bullying, in violation of Maryland Annotated Code, § 3-805 (2017) (b) (1) (i) (2) (i)

The requested scope of the search is as follows:

The undersigned respectfully requests to search, including but not limited to, all the database servers and scan the networks in the aforementioned address in order to find evidence, and if any such evidence is found, to retain/seize in our custody subject to section 13-3920.

The requested time of the search is as follows:

I am requesting the search warrant be issued for the hours between 8 A.M to 6 P.M within ten days from the issuance thereof.

The fact tending to establish grounds for the issuance of a Search and Seizure Warrant are set forth in the below Affidavit.

AFFIDAVIT
Affiant's Background

I, Johnson Cliff, a Detective with the Anywhere Police Department, being duly sworn, hereby depose and state as follows:

1. I have been a Detective with Anywhere Police Department since August 9th, 2012. I am currently assigned to the Cyber Crime Squad, where I investigate computer crimes including computer intrusion. I have gained experience in conducting thorough investigations through training in seminars, classes, and day-to-day work related to investigations of this type. As a Detective, I am authorized to investigate violations of laws of the United States and to execute warrants issued under the authority of the United States.
2. Since my assignment to the Cyber Crime Squad, I have worked both surface investigations as well as in an undercover capacity, including the development of informants, and gathering of intelligence information. I have assisted in the preparation of affidavits and search warrants and assisted in the execution of many search warrants during my career, which resulted in the successful prosecution of persons involved in the crime.

Case Background

3. This affidavit is submitted in support of search warrants relating to an online cyber bullying case pertaining to victim Amber Hope, a 10-year-old from Perth, Australia and recently moved to Anywhere, Maryland. Amber's experiences with her colleagues in school were bad as she reports cases of teasing and taunting that have happened to her because of her background and accent. In advancing their bullying, the perpetrators are reported to have gone further to create social media profile in Twitter, which they have used to post sexually explicit images and comments attributed to her.
4. Amber's parents have brought her to the Anywhere Police Department and provided a copy of the posts. On February 1, 2020, Amber received an email from "fluffypuppy@gmail.com" stating "I am not going to put you in the hospital, I am going to put you in the morgue." After receiving that email, Amber did not want to go to school or go out with her friends and was briefly hospitalized. This is evidence that Amber has been bullied. I believe that defendant poses a danger to a crime victim because of the aforementioned mail received from the suspect(s).

5. The information contained in this affidavit is based upon my personal knowledge of the described investigation and from information obtained from other law enforcement agents. Since this affidavit is being submitted for the limited purpose of securing a search warrant, I have not included each fact known to me concerning this investigation. Instead, I have set forth only the facts that I believe are necessary to establish probable cause to believe that the Instagram account associated with **fluffypuppy@gmail.com** with user id: **fluffy_puppy** did knowingly commit the offense described herein.

Technical Background

6. Instagram ask users to provide basic identity and contact information, either during the registration process or thereafter. This information may include the user's full name, e-mail addresses, physical address (including city, state, and zip code), date of birth, gender, occupation, and other personal identifiers.
7. Instagram keep IP logs for each user. These logs contain information about the user's logins to account including, for each access, the IP address assigned to the user and the date stamp at the time the user accessed his or her account.
8. They allow its users to establish accounts, and users can then use their accounts to share written news, photographs, videos, and other information with other users, and sometimes with the public.
9. Therefore, the servers of Instagram are likely to contain all the material just described, including stored electronic communications and information concerning subscribers and their use, such as account access information, transaction information, and account application.

Conclusion

10. Your affiant anticipates executing this warrant under the Electronic Communications Privacy Act, **18 U.S.C. §§ 2703(a), 2703(b)(1)(A) and 2703(c)(1)(A)**, by using the warrant to require computers of Instagram to disclose to the government copies of the records and other aforementioned information (including the content of communications).


11. Wherefore, your Affiant requests that a Search and Seizure Warrant be issued for the said beige building at 1601 Willow Road, Menlo Park, CA 94025. I solemnly affirm under the penalties of perjury that the contents of the foregoing Application and Affidavit are true to the best of my knowledge, information, and belief. For any portion of the Application and Affidavit that relies upon information provided by someone other than the applicant, and only for such portion(s).

Affiant  02/14/2020
Detective/Office Date and Time
Johnson Cliff,
Anywhere Police Department,
President St, Anywhere, MD 21212,
Badge No.: PN88693,
Phone: (571)-519-1234,
E-mail: cliff_j@anywherepd.org

APPROVALS

Supervisor  02/14/2020
Detective/Office Date and Time
Peter Parker,
Captain, Anywhere Police Department,
President St, Anywhere, MD 21212,
Badge No.: CD66684,
Phone: (571)-519-5678,
E-mail: parker_p@anywherepd.org

Sworn to and subscribed in my presence this 14 day of February 2020.


Robert Downey,
United States Magistrate Judge,
District Court of Maryland.



District Court of Maryland for Anywhere City

UNITED STATES DISTRICT COURT OF MARYLAND FOR ANYWHERE CITY

SEARCH AND SEIZURE WARRANT

02/14/2020

To: Detective Johnson Cliff, Anywhere Police Department, Maryland.

WHEREAS:

An application and affidavit were made and delivered to me by Detective Johnson Cliff, a sworn member of the Anywhere Police Department, who has probable cause to believe that:

ON THE PREMISES KNOWN AS:

Instagram,
1601 Willow Road,
Menlo Park,
CA 94025, USA

There is presently concealed certain property, **NAMELY:**

Data, including IP Address, geo-location, profile picture, liked and shared posts, messages sent and received, basic subscriber information, content and non-content data images and textual data such as comments related to the user bearing the mail id: **fluffypuppy@gmail.com** with user id: **fluffy_puppy**, during the period: **15/11/2019 to 02/13/2020**.

which is evidence relating to the commission of a crime of cyber bullying, in violation of Maryland Annotated Code, **§ 3-805 (2017) (b) (1) (i) (2) (i)**, and in accordance with Electronic Communications Privacy Act, **18 U.S.C. §§ 2703(a), 2703(b)(1)(A) and 2703(c)(1)(A)**, I am satisfied that there is probable cause for issuance of the Search and Seizure Warrant exists, as stated on the Application and Affidavit attached to this warrant.

You are, therefore, commanded with the necessary and proper assistance, to (1)search the place herein above specified; (2) search the place strictly between 8 A.M to 6 P.M within ten days from the issuance thereof; (3) seize any evidence of the commission of a misdemeanor or felony which is found in the building or things covered by this warrant; (4) leave a copy of this Warrant and Application/Affidavit with and inventory of the property seized pursuant to applicable law; and (5) return a copy of this Warrant and Application/Affidavit with and inventory, if any, to me within ten(10) days after execution of this Warrant; or if not served, to return this Warrant and Application/Affidavit to me promptly, per Maryland Rules, Rule 4-601(h).

SIGNED:  02/14/2020

JUDGE

DATE/TIME

Robert Downey,
United States Magistrate Judge,
District Court of Maryland.

GOOGLE



Anywhere Police Department,
123 Anywhere Lane,
Anywhere, MD 21212,
Phone: 271-210-6789,
Fax: 271-2106799

UNITED STATES DISTRICT COURT OF MARYLAND
FOR ANYWHERE CITY

APPLICATION AND AFFIDAVIT FOR SEARCH AND SEIZURE WARRANT

To the Honorable Judge of the District Court for Anywhere City, your Affiant, Detective Johnson Cliff, a sworn member of the Anywhere Police Department, states that he has probable cause to believe that:

ON THE PREMISES KNOWN AS:

Googleplex,
1600 Amphitheatre Parkway,
Mountain View, CA 94043, USA

There is presently concealed certain property, **NAMELY:**

Data (including IP Address, geo-location, image data, search's made using the mentioned id ,mails sent and received, profile picture, basic subscriber information) of the person bearing the mail id: **fluffypuppy@gmail.com** during the period: **15/11/2019 to 02/13/2020.**

which is evidence relating to the commission of a crime of cyber bullying, in violation of Maryland Annotated Code, § 3-805 (2017) (b) (1) (i) (2) (i)

The requested scope of the search is as follows:

The undersigned respectfully requests to search, including but not limited to, all the database servers and scan the networks in the aforementioned address in order to find evidence, and if any such evidence is found, to retain/seize in our custody subject to section 13-3920.

The requested time of the search is as follows:

I am requesting the search warrant be issued for the hours between 8 A.M to 6 P.M within ten days from the issuance thereof.

The fact tending to establish grounds for the issuance of a Search and Seizure Warrant are set forth in the below Affidavit.

AFFIDAVIT

Affiant's Background

applicant, and I, Johnson Cliff, a Detective with the Anywhere Police Department, being duly sworn, hereby depose and state as follows:

1. I have been a Detective with Anywhere Police Department since August 9th, 2012. I am currently assigned to the Cyber Crime Squad, where I investigate computer crimes including computer intrusion. I have gained experience in conducting thorough investigations through training in seminars, classes, and day-to-day work related to investigations of this type. As a Detective, I am authorized to investigate violations of laws of the United States and to execute warrants issued under the authority of the United States.
2. Since my assignment to the Cyber Crime Squad, I have worked both surface investigations as well as in an undercover capacity, including the development of informants, and gathering of intelligence information. I have assisted in the preparation of affidavits and search warrants and assisted in the execution of many search warrants during my career, which resulted in the successful prosecution of persons involved in the crime.

Case Background

3. This affidavit is submitted in support of search warrants relating to an online cyber bullying case pertaining to victim Amber Hope, a 10-year-old from Perth, Australia and recently moved to Anywhere, Maryland. Amber's experiences with her colleagues in school were bad as she reports cases of teasing and taunting that have happened to her because of her background and accent. In advancing their bullying, the perpetrators are reported to have gone further to create social media profile in Facebook, which they have used to post sexually explicit images and comments attributed to her.
4. Amber's parents have brought her to the Anywhere Police Department and provided a copy of the posts. On February 1, 2020, Amber received an email from "fluffypuppy@gmail.com" stating "I am not going to put you in the hospital, I am going to put you in the morgue." After receiving that email, Amber did not want to go to school or go out with her friends and was briefly

hospitalized. This is evidence that Amber has been bullied. I believe that defendant poses a danger to a crime victim because of the aforementioned mail received from the suspect(s).

5. The information contained in this affidavit is based upon my personal knowledge of the described investigation and from information obtained from other law enforcement agents. Since this affidavit is being submitted for the limited purpose of securing a search warrant, I have not included each fact known to me concerning this investigation. Instead, I have set forth only the facts that I believe are necessary to establish probable cause to believe that the Google account associated with **fluffypuppy@gmail.com** did knowingly commit the offense described herein.

Technical Background

6. Gmail ask users to provide basic identity and contact information, either during the registration process or thereafter. This information may include the user's full name, e-mail addresses, physical address (including city, state, and zip code), date of birth, gender, occupation, and other personal identifiers.
7. Gmail keep IP logs for each user. These logs contain information about the user's logins to account including, for each access, the IP address assigned to the user and the date stamp at the time the user accessed his or her account.
8. Gmail user can select different levels of privacy for the communications and information associated with their accounts, by adjusting these privacy settings, a user can make information available only to himself or herself, to users, to all users, or to anyone with access to the Internet, including people who are not users.
9. Therefore, the servers of Gmail are likely to contain all the material just described, including stored electronic communications and information concerning subscribers and their use, such as account access information, transaction information, and account application.

Conclusion

10. Your affiant anticipates executing this warrant under the Electronic Communications Privacy Act, **18 U.S.C. §§ 2703(a), 2703(b)(1)(A) and 2703(c)(1)(A)**, by using the warrant to require computers of Google to disclose to the government copies of the records and other aforementioned information (including the content of communications).


11. Wherefore, your Affiant requests that a Search and Seizure Warrant be issued for the said beige and glass building at 1600 Amphitheatre Parkway, Mountain View, CA 94043. I solemnly affirm under the penalties of perjury that the contents of the foregoing Application and Affidavit are true to the best of my knowledge, information, and belief. For any portion of the Application and Affidavit that relies upon information provided by someone other than the only for such portion(s).

Affiant  02/14/2020
Detective/Office Date and Time
Johnson Cliff,
Anywhere Police Department,
President St, Anywhere, MD 21212,
Badge No.: PN88693,
Phone: (571)-519-1234,
E-mail: cliff_j@anywhererepd.org

APPROVALS

Supervisor  02/14/2020
Detective/Office Date and Time
Peter Parker,
Captain, Anywhere Police Department,
President St, Anywhere, MD 21212,
Badge No.: CD66684,
Phone: (571)-519-5678,
E-mail: parker_p@anywhererepd.org

Sworn to and subscribed in my presence this 14 day of February 2020.


Robert Downey,
United States Magistrate Judge,
District Court of Maryland.



District Court of Maryland for Anywhere City

UNITED STATES DISTRICT COURT OF MARYLAND FOR ANYWHERE CITY

SEARCH AND SEIZURE WARRANT

02/14/2020

To: Detective Johnson Cliff, Anywhere Police Department, Maryland.

WHEREAS:

An application and affidavit were made and delivered to me by Detective Johnson Cliff, a sworn member of the Anywhere Police Department, who has probable cause to believe that:

ON THE PREMISES KNOWN AS:

Twitter, Inc.
Trust/safety-Legal policy,
1355 Market Street Suite 900,
San Francisco, CA 94103

There is presently concealed certain property, **NAMELY:**

Data (including IP Address, geo-location, image data, search's made using the mentioned id ,mails sent and received, profile picture, basic subscriber information) of the person bearing the mail id: **fluffypuppy@gmail.com** during the period: **15/11/2019 to 02/13/2020.**

which is evidence relating to the commission of a crime of cyber bullying, in violation of Maryland Annotated Code, § 3-805 (2017) (b) (1) (i) (2) (i), and in accordance with Electronic Communications Privacy Act, 18 U.S.C. §§ 2703(a), 2703(b)(1)(A) and 2703(c)(1)(A), I am satisfied that there is probable

cause for issuance of the Search and Seizure Warrant exists, as stated on the Application and Affidavit attached to this warrant.

You are, therefore, commanded with the necessary and proper assistance, to (1) search the place herein above specified; (2) search the place strictly between 8 A.M to 6 P.M within ten days from the issuance thereof; (3) seize any evidence of the commission of a misdemeanor or felony which is found in the building or things covered by this warrant; (4) leave a copy of this Warrant and Application/Affidavit with and inventory of the property seized pursuant to applicable law; and (5) return a copy of this Warrant and Application/Affidavit with and inventory, if any, to me within ten(10) days after execution of this Warrant; or if not served, to return this Warrant and Application/Affidavit to me promptly, per Maryland Rules, Rule 4-601(h).

SIGNED: *Robert Downey* 02/14/2020

JUDGE

DATE/TIME

Robert Downey,
United States Magistrate Judge,
District Court of Maryland.

References

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4. "Privacy Policy – Privacy & Terms." Google, <https://policies.google.com/privacy?hl=en-US>
5. "Scope of the Search Consent and Warrant Searches Cases", <https://www.lslawyers.com/scope-of-the-search-consent-and-warrant-searches-cases.html>
6. <https://mcp.maryland.gov/Directive%20Manual/15-112.pdf>
7. <https://www.justice.gov/opa/press-release/file/1307421/download>