

“Computer” has the meaning given that term in 18 U.S.C. § 1030(e)(1).

“Covered person” has the meaning given that term in 18 U.S.C. § 119(b).

“Interactive computer service” has the meaning given that term in section 230(e)(2) of the Communications Act of 1934 (47 U.S.C. § 230(f)(2)).

“Means of identification” has the meaning given that term in 18 U.S.C. § 1028(d)(7), except that such means of identification shall be of an actual (*i.e.*, not fictitious) individual, other than the defendant or a person for whose conduct the defendant is accountable under §1B1.3 (Relevant Conduct).

“Personal information” means sensitive or private information involving an identifiable individual (including such information in the possession of a third party), including (A) medical records; (B) wills; (C) diaries; (D) private correspondence, including e-mail; (E) financial records; (F) photographs of a sensitive or private nature; or (G) similar information.

“Restricted personal information” has the meaning given that term in 18 U.S.C. § 119(b).

<i>Historical Note</i>	Effective November 1, 1987. Amended effective November 1, 1989 (amendment 169); November 1, 2001 (amendment 628); May 1, 2007 (amendment 697); November 1, 2007 (amendment 708); November 1, 2008 (amendment 718); November 1, 2009 (amendments 726 and 737); November 1, 2014 (amendment 781); November 1, 2023 (amendments 815 and 824); November 1, 2025 (amendment 836).
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§2H3.2. Manufacturing, Distributing, Advertising, or Possessing an Eavesdropping Device

- (a) Base Offense Level: **6**
- (b) Specific Offense Characteristic
 - (1) If the offense was committed for pecuniary gain, increase by **3** levels.

Commentary

Statutory Provision: 18 U.S.C. § 2512.

<i>Historical Note</i>	Effective November 1, 1987.
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§2H3.3. Obstructing Correspondence

- (a) Base Offense Level:
 - (1) **6**; or