

SACRAMENTO SUPERIOR COURT DISTRICT  
COUNTY OF SACRAMENTO, STATE OF CALIFORNIA

RETURN OF SEARCH WARRANT/COURT ORDER NO: 19SW00323

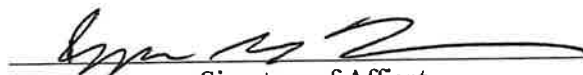
The property listed below was taken from the premises located and described as: Facebook Inc., 1601 Willow Road Menlo Park, CA 94025.

By virtue of a search warrant dated the 14th day of January 2019 and executed by Judge Sharon Lueras of the above entitled court.

I, Detective Ryan Davis, do swear that the attached inventory contains a true and detailed account of all the property taken by me under the warrant on January 29th, 2019:

- User data from Facebook Inc., for username BenjiSocksTheHustla from November 11<sup>th</sup> 2018 through January 29<sup>th</sup> 2019.
- Location data from Facebook Inc. showing that suspect Marcellius Ross has fled to Rochester New York.
- All data received from Facebook Inc. was booked into evidence under Sacramento Police Department Property # 1021082-2.

All such property will be retained in the custody of Detective Davis until a final disposition has been rendered, whereupon all property, except contraband, will be returned to its rightful owner or disposed of according to any other court order.

  
Signature of Affiant

Subscribed and sworn to before me

this 31 day of January, 2019

  
JUDGE OF THE SUPERIOR COURT

Hon. Steve White





SW No. 19SW00323

FILED ENDORSED	
JAN 31 2018	
By	<i>S. Gouvea</i> S. Gouvea Deputy Clerk

**STATE OF CALIFORNIA - COUNTY OF SACRAMENTO**

**SEARCH WARRANT**

Detective **Ryan Davis #896** swears under oath and the penalty of perjury that the facts expressed by him in the attached and incorporated statement of probable cause, consisting of 16 pages, are true and that based thereon he has probable cause to believe and does believe that the property described below may be lawfully seized pursuant to Penal Code Section 1524, as indicated below, and is now located at the location(s) set forth below. Wherefore, affiant requests that this Search Warrant be issued.

*Ryan Davis*  
Signature of Affiant

**NIGHT SEARCH REQUESTED:** (X) YES ( ) NO Justification on pages 4 & 15.

Reviewed by: DDA Elise Stafford (Via Email)

**THE PEOPLE OF THE STATE OF CALIFORNIA TO ANY SHERIFF, POLICE OFFICER, OR PEACE OFFICER IN THE COUNTY OF SACRAMENTO:**

proof by affidavit having been made before me by **Ryan Davis**, that there is probable cause to believe that the property described herein may be found at the locations set forth herein and that it is lawfully seizable pursuant to Penal Code Section 1524 as indicated below by "X"(s) in that:

- was stolen or embezzled.
- was used as the means of committing a felony.
- is possessed by a person with the intent to use it as means of committing a public offense or is possessed by another to whom he or she may have delivered it for the purpose of concealing it or preventing its discovery.
- tends to show that a felony has been committed or that a particular person has committed a felony.
- tends to show that sexual exploitation of a child, in violation of Penal Code Section 311.3 has occurred or is occurring.
- There is an active arrest warrant for the person.

**THE FOLLOWING LOCATIONS:**

**Facebook Inc.,  
1601 Willow Road  
Menlo Park, CA 94025,  
United States of America**

**FOR THE FOLLOWING PROPERTY:**

Any and all information for the following **Facebook/Instagram** account(s) for the date range of **November 11<sup>th</sup>, 2018 to the service of the search warrant, and to include up to thirty (30) days after service if an update is requested:**

**Facebook accounts for:**

**#1: <https://www.facebook.com/BenjiSocksTheHustla> (Benji Staxx Ross)**

This investigation is concerning an **assault with a firearm** investigation and in the jurisdiction of the county of Sacramento, the State of California, and the country of the United States of America.

Pursuant to 18 United States Code Section 2703 (c),(d), 3122, 3123 IT IS HEREBY ORDERED that Facebook and any other affected internet service provider companies, subsidiaries, or entities, whether mentioned herein or not, upon request of the Sacramento Police Department and any assisting law enforcement agency, shall provide the following information and services without delay:

To include all IP connection logs, messaging, postings, changes to the account, content and historical records of user activity for the above listed account(s) dating back to **November 11<sup>th</sup>, 2018** and continuing upon request for (30) thirty days from the issuance date of this order.

To include information to assist detectives in tracking the suspect including GPS data on the user accessing the account, the device being used to access the account, the IMEI number of the device used to access the account.

For PEN register the above requested information shall continue for thirty (30) days following the service of this search warrant pursuant to California Penal code 638.52 PC.

All connection logs and records of user activity for the above listed accounts including but not limited to:

1. All subscriber information including but not limited to:
  - a. Name
  - b. Address
  - c. Date of birth
  - d. Gender

2. User Neoselect (Basic Subscriber Information)
  - a. User Identification Number
  - b. E-mail address
  - c. Date and time stamp of account creation and deletion
  - d. Most recent logins
  - e. Registered mobile number
  
3. User Neoprint (Expanded Subscriber Content)
  - a. Profile Contact Information
  - b. Mini-Feed
  - c. Status Update History
  - d. Shares
  - e. Notes
  - f. Wall Postings
  - g. Friend Listing, with Friends Facebook ID's, stored Friend requests
  - h. Group Listing, with Facebook Group ID's
  - i. Future and Past Events
  - j. Video Listing, with filename
  - k. Any or all video up loads
  
4. User Photoprint (User Photos)
  - a. Uploaded photographs
  - b. Tagged photographs
  - c. All metadata or any other sources of GPS coordinates for where any uploaded photos were taken
  
5. Any group information
  
6. Any private messages, Facebook Messenger Account information, and messages contained in Facebook Messenger
  
7. Account status
  
8. E-mail address used to create the account
  
9. Alternate e-mail addresses
  
10. Date ID registered
  
11. Any link accounts including but not limited to Paypal, Instagram, Snapchat, etc.
  
12. Internet Protocol (IP) Logs including but not limited to:
  - a. Registration from IP
  - b. Viewtime (Date / time of execution)
  - c. Userid (The Facebook user ID of the account active for the request)

- d. IP (Source IP address)
  - e. Script (Script executed)
  - f. Scriptget (additional information passed to the script)
  - g. Session Cookie (HTTP cookie set by user session)
13. Any Message Headers (to, from, etc.)
  14. Any information on the device used to access the accounts including type of device, model, IMEI number, phone number, GPS location, IP addresses
  15. GPS data of the user of the accounts to assist in tracking the user's movement

Facebook/Instagram Inc. and any related internet service provider associated with related IP addresses connected with the above listed Facebook/Instagram accounts can be compensated for reasonable expenses incurred while complying with the court's warrant.

The telecommunications/social network companies shall not disclose the existence of the PEN register, the trap and trace device or the existence of the investigation to the listed subscriber or to any other person, unless or until otherwise ordered by the court. Law Enforcement is mandated to notify the target of the Order in compliance with the California Electronic Communications Privacy Act.

IT IS HEREBY ORDERED that, pursuant to this Search Warrant T-Mobile Wireless, Verizon Wireless Inc, Metro PCS, AT&T Mobility, Sprint, U.S. Cellular and any other affected telecommunication or Internet Service Provider companies, subsidiaries, or entities, whether mentioned herein or not, (hereinafter referred to as the Telecommunications/ISP Companies) shall supply any and all information in their files with respect to persons contacted by the target account (to include specific device) and for persons contacting the target account or social media accounts listed (except the contents of communications), whether published, or non-published, including but not limited to the location of cell site/sector (physical address) of call termination without geographical limits, call initiation and call progress locations (Automated Message Accounting Data), raw data information, subscriber names and addresses, credit information, application information, toll records (to include all outgoing and incoming calls), text messages, cell site locations, and billing information and unbilled records, other names or phone numbers associated with the account, upon oral or written demand of the Sacramento Police Department.

This order (including the order and affidavit) shall be sealed and kept in the custody of the court.

**Service of warrant:** Pending further order of this court, you are not required to serve a copy of this search warrant to the person who possessed the device that was tracked, the subscriber of the device or any other person.

**Night Service requested.** I request night service to obtain the digital records. This warrant does NOT require entry into any structures. I know data received from service providers can be obtained 24 hours a day.

- Night service granted  
 Night service NOT granted.

**YOU ARE COMMANDED**, within five business days after receipt of this search warrant, to deliver by mail or otherwise, to the above-named law enforcement officer, together with the declaration as set forth below, a true, durable and legible copy of the requested records (See California Pen. Code, § 1524.2)

**Additional Orders:**

1. **Non-Disclosure Order:** Provider shall not notify Subscriber or any other person of the existence or content of this search warrant pending further order of this court.
2. **Sealing Order:** Applicant's declaration has established grounds for a non-disclosure order pursuant to 18 USC § 2705(b). Pending further order of this court, this search warrant, the supporting affidavit, and search warrant return are ordered sealed and shall not become a public record. This Search Warrant shall be delivered into the custody of the Clerk of the Superior Court and remain sealed in the custody of the Clerk unless further ordered by the court.
3. **Pursuant to CA Law 1546.1 (d)(3)** This warrant shall comply with all other provisions of California law, including any provisions prohibiting, limiting, or imposing additional requirements on the use of search warrants. The afore mentioned service provider verify the authenticity of all transmitted electronic information that it produces by providing an affidavit that complies with the requirements set forth in Section 1561 of the California evidence code, and admission of that information into evidence shall be subject to section 1562 of the evidence code.
4. **Disposition of communications and/or data:** Pursuant to Penal Code §§ 1528(a), 1536. all communications and/or data seized pursuant to this search warrant shall be retained in Affiant's custody pending further court order.
5. **Delay of notification:** This matter having come before the Court pursuant to an application under Penal Code Section 1546 et seq, which application requests that notification of this warrant be delayed for a period of no more than 90 days. Based upon the reading of the Search Warrant, and Affidavit in Support thereof, it appearing that there is reason to believe that the notification of the existence of the warrant to any person will result in one of the following:

- Endangering the life or physical safety of an individual
- Lead to flight from prosecution
- Lead to destruction of or tampering with evidence
- Lead to intimidation of potential witnesses
- Seriously jeopardize an investigation
- Unduly delay a trial or otherwise lead to an adverse result

AND TO SEIZE IT IF FOUND and bring it forthwith before me, or this court, at the courthouse of this court. This Search Warrant and incorporated Affidavit was sworn to and subscribed before me this

14 day of January, 2019, at 10:15 A.M./P.M.

Wherefore, I find probable cause for the issuance of this Search Warrant and do issue it.

Sharon A. Lueras  
Sacramento County Superior Court


SHARON A. LUERAS



Executed by: RYAN DAVIS Date: 01/14/2019 Hr:  
MA

For further information concerning this search warrant, contact the detective whose name appears on the warrant at (916) 808-0711.

18W00323

<b>FILED</b> <b>ENDORSED</b>
JAN 31 2018
By  S. Gouvea Deputy Clerk

**AFFIDAVIT OF RYAN DAVIS  
IN SUPPORT OF A SEARCH WARRANT**

I, **Ryan G. Davis** # 896, a Detective with the Sacramento Police Department, being duly sworn, do depose and state:

I have been employed as a full-time Police Officer since July 2008. In June 2008 I graduated from the Sacramento Police Department Academy after completing over 960 hours of instruction in basic police practices and procedures. I graduated from California State University Sacramento in December 2006 with a Bachelor's Degree in History. I have also obtained my advanced POST certificate.

From July 2008 until March of 2018, I worked in the Office of Operations as a patrol officer. In August of 2015, I was promoted to the rank of Corporal to work as a Field Training Officer. During this time, I conducted, as well as participated in, hundreds of preliminary investigations. These investigations include: property crimes, violent crimes, sexual crimes, weapons crimes, and narcotic offenses. In March of 2018, I was transferred to the Office of Investigations and given the title of Detective. I am currently assigned to the Major Crimes Division, Night Investigations Unit. My current duties primarily involve investigating felony assaults involving firearms. Additional responsibilities include managing crime scenes, interviewing victims, witnesses and suspects, and presenting cases to the Sacramento County District Attorney's Office for prosecution.

In addition to 20 to 40 hours of continuous professional training I receive each year, I have attended over 316 hours of advanced officer training in various subject matters. These include: Drug Abuse Recognition (11550 H&S) 32 hours (2011), Drug Endangered Children eight hours (2011), Prison Gang Member Identification eight hours (2011), Incident Response to Terrorist Bombings 32 hours (2014), Crisis Intervention Training eight hours (2014), Negotiations with The Terrorist Mindset 24 hours (2015), Prevention of and Response to Suicide Bombing Incidents 36.5 hours (2015), Crisis Intervention Training 40 hours (2017), Electronic Surveillance State Certification Course eight hours (2018), Interview and Interrogation 40 hours (2018), and ICI Core Investigations Course 80 hours (2018).



**CASE SUMMARY**  
**(SPD # 18-362675)**

The information contained in this affidavit is based upon information provided by officers and witnesses with whom I have personally spoken, and upon reports and other documents I reviewed. Because this affidavit is being submitted for the limited purpose of reviewing digital records, I have not included every fact known concerning this investigation. I have set forth only the facts that I believe are necessary and appropriate to establish the appropriate foundation for a search warrant authorizing the release of the digital records.

On 11/13/2018 Officer Truesdale (# 909) responded to 3351 Duckhorn Dr # 1214 (in the city and county of Sacramento) to take a crime report. Victim Debra Arrington called into police dispatch and asked to have an officer take a report regarding threats that were made to her by her estranged husband, suspect Marcellius Ross, on 11/11/2018.

Victim Arrington told Officer Truesdale the following in summary:

Marcellius Ross and I have been in and on/off relationship for five years and have been married since July of last year. We do not live together. We have had domestic violence problems in the past, but I took him back and married him because he was getting help from a counselor at the Jehovah church and I thought he was changing.

Sunday night (11/11/2018) around 8pm, Marcellius came knocking at my door. I didn't want him over, so I told him he couldn't come in. He said that I must have a man in my apartment and that I was cheating on him. I said there was no one here with me. He pushed through and started checking the apartment for another man.

I politely asked him to leave. Again, he said I was messing around with other men. I told him that I have just been at peace. I walked over to my bathroom and he followed me, saying "you know I could kill you right now, you hurt me" "I know you cheating, I know it's Charles". Charles was my first husband.

Marcellius was saying that I believe more in Charles than I do him. He said, "If that nigga was here right now, I'd smoke you and him". I told him to leave again. I didn't know he had a weapon. I told him that if Charles were here that he wouldn't let him bully me like he does. That set him off.

He pulled a shotgun out of his pants. It kind of got stuck on the pants as he pulled it because it took him a second to get it out. He got the shotgun out, racked it and then pointed it at my face. I was really really scared. I started crying and I swatted the gun out of my face.

I ran out of the bathroom and out of my bedroom door, pushing the door back to make it hard for him to get through. I ran out of the apartments. He followed me out of the

apartments where I was standing with my face in my hands.

He walked up to me and took my hand, he put a shotgun shell in my hand and said "This is for you and Charles" "If I catch you with that Nigga I'll kill you and that Nigga". Then he walked off.

I thought he was going to shoot me in my back when it was happening. I thought he was trying to kill me.

I didn't call when it happened because I'm afraid he will retaliate, and he told me not to tell anyone. My family convinced me to call because they are scared for me. I've never seen him with a gun before.

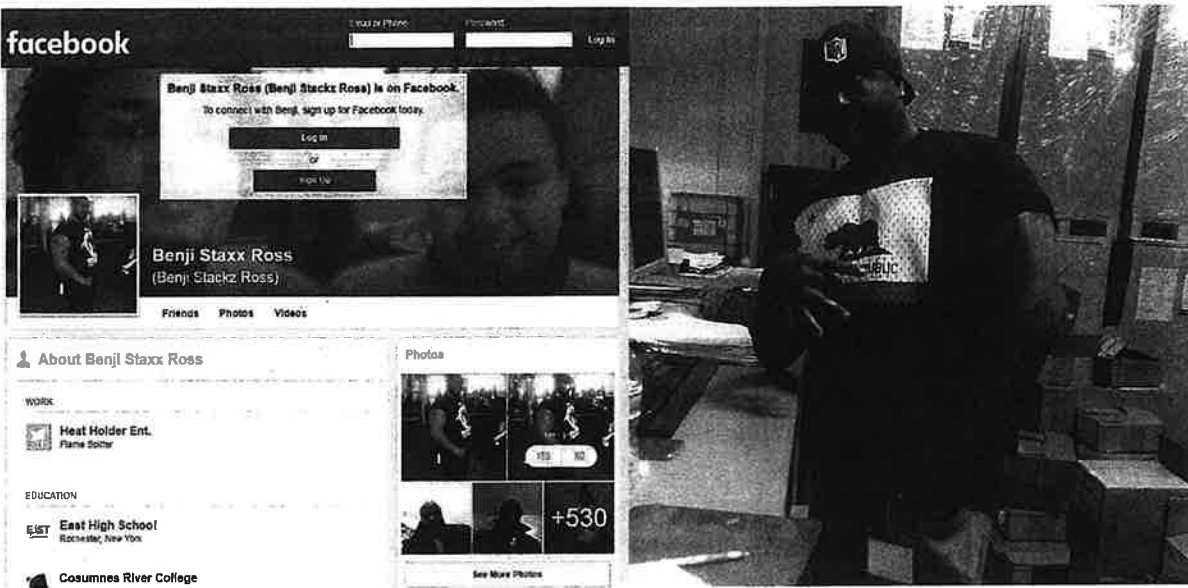
Victim Arrington gave Officer Truesdale the 20 gauge shotgun shell that Marcellius Ross had placed into her hand. Officer Truesdale booked this ammunition into evidence. Fingerprint analysis on the shotgun shell was negative for any prints and DNA tests are pending.

Officer Truesdale also showed victim Arrington the Sacramento County Jail booking photo of Marcellius Ross (dated 5/30/2016) and she positively identified Marcellius Ross as her husband and the man who had threatened her with a shotgun.

On 11/29/2018 I spoke with victim Arrington via telephone. Victim Arrington confirmed the details from the previous statement obtained by Officer Truesdale. She also confirmed that she wanted to press charges against Marcellius Ross, that she was afraid for her life when Marcellius Ross pointed a shotgun at her face. She also told me that she was afraid of retaliation and that family members and friends of Marcellius Ross had contacted her because they were aware that the police had been called.

Victim Arrington told me that Marcellius Ross might be staying with a person she knows as "JD" and his wife Sharon Wallace. I was able to identify "JD" as Fedrick Wallace who resides at 724 Northfield Dr Apt C. Victim Arrington also provided me with suspect Ross' Facebook name "Benji Staxx Ross". Marcellius Ross posts videos, pictures, or comments on Facebook almost daily. This means that that Facebook Inc should have up to date information about Marcellius Ross' location or recently used IP addresses.

I conducted a search of Facebook and Instagram and I was able to locate Marcellius Ross' Facebook page shown below:



I was able to compare the pictures on the Facebook page of “Benji Stax Ross” to Marcellius Ross’ Sacramento County booking photograph and determined that this was the correct account.



(Sacramento County mug shot 7/222/16)

On 11/30/2018 victim Arrington confirmed that the Facebook page belonged to her husband. I also showed her Fedrick Wallace’s California ID card photograph and she confirmed that it was the man she knew as “JD”. Victim Arrington did not have an updated phone number for

Marcellius Ross but believed that he might be staying with "JD" at his apartment near Ninos Park. On 12/21/2018 I conducted surveillance at 724 Northfield Dr Apt C in an attempt to observe suspect Ross coming or going from that apartment. I observed Fedrick Wallace (JD) and Sharon Wallace at the apartment but there were no signs that Marcellius Ross was staying at that apartment at that time.

The current location for Marcellius Ross is still unknown. He has an active misdemeanor warrant for 245(a)(4) PC (SA # 03255664) from Sacramento County. I created a Special Notice of Warrant (SNOW) for Marcellius Ross detailing his current outstanding warrant and explaining that when he is arrested that he needs to be interviewed for this case. I sent this SNOW to all sworn Sacramento Police Officers on 12/27/2018. Marcellius Ross, and the shotgun that he used to assault/threaten victim Arrington with, have still not been located.

It is my belief that the Facebook account belongs to Marcellius Ross, and that information obtained from the account will provide evidence of the crime, along with location data to assist investigators in locating Marcellius Ross which would assist in obtaining further evidence.

I am seeking information regarding Marcellius Ross' location (current and historical). I believe that by receiving any historical messages, along with historical and current IP addresses from Marcellius Ross' Facebook account, logins, or real time GPS information if available from the log ins, it will reveal Marcellius Ross' current location, and locations previously unknown to law enforcement where Marcellius Ross could be living.

Based on my training and experience, and the training and experience of other experienced detectives, I know that individuals use social media / internet based applications to communicate prior to, during, and after, the committal of crimes to contact other conspirators, family, friends and associates and to facilitate other criminal conduct and to continually avoid apprehension. I also know that suspect(s), associates, accomplices, co-conspirators use social media / internet-based applications to aid in committing crimes, to communicate and avoid detection and apprehension following the committal of crimes. They often use multiple sites or applications, and activate new ones to avoid police detection and convolute the investigation.

I believe that if the subscribers of the Facebook accounts and/or the subscribers to any of the contacted subjects by the target social media accounts became aware of this order and investigation that they would most likely notify the targets of the investigation of law enforcement's interest. I therefore request the Facebook Inc. be ordered not to disclose this Court Order or evidence of this investigation to the subscribers of their services.

If the users of the social media accounts learned of this investigation, I fear they would flee the area and discard any cellular devices, making it more difficult to locate and apprehend Marcellius Ross.

Based on the aforementioned information, I believe there is sufficient probable cause to believe that information obtained as a result of this warrant will assist law enforcement in determining Marcellius Ross' location for further investigation.

Therefore I respectfully request a warrant be issued for the following:

**THE FOLLOWING LOCATIONS:**

**Facebook Inc.,  
1601 Willow Road  
Menlo Park, CA 94025,  
United States of America**

**FOR THE FOLLOWING PROPERTY:**

Any and all information for the following **Facebook/Instagram** account(s) for the date range of **November 11<sup>th</sup>, 2018 to the service of the search warrant, and to include up to thirty (30) days after service if an update is requested:**

**Facebook accounts for:**

**#1: <https://www.facebook.com/BenjiSocksTheHustla> (Benji Staxx Ross)**

This investigation is concerning an **assault with a firearm** investigation and in the jurisdiction of the county of Sacramento, the State of California, and the country of the United States of America.

Pursuant to 18 United States Code Section 2703 (c),(d), 3122, 3123 IT IS HEREBY ORDERED that Facebook and any other affected internet service provider companies, subsidiaries, or entities, whether mentioned herein or not, upon request of the Sacramento Police Department and any assisting law enforcement agency, shall provide the following information and services without delay:

To include all IP connection logs, messaging, postings, changes to the account, content and historical records of user activity for the above listed account(s) dating back to **November 11<sup>th</sup>, 2018** and continuing upon request for (30) thirty days from the issuance date of this order.

To include information to assist detectives in tracking the suspect including GPS data on the user accessing the account, the device being used to access the account, the IMEI number of the device used to access the account.

For PEN register the above requested information shall continue for thirty (30) days following the service of this search warrant pursuant to California Penal code 638.52 PC.

All connection logs and records of user activity for the above listed accounts including but not limited to:

16. All subscriber information including but not limited to:

- e. Name
- f. Address
- g. Date of birth
- h. Gender

17. User Neoselect (Basic Subscriber Information)

- a. User Identification Number
- b. E-mail address
- c. Date and time stamp of account creation and deletion
- d. Most recent logins
- e. Registered mobile number

18. User Neoprint (Expanded Subscriber Content)

- a. Profile Contact Information
- b. Mini-Feed
- c. Status Update History
- d. Shares
- e. Notes
- f. Wall Postings
- g. Friend Listing, with Friends Facebook ID's, stored Friend requests
- h. Group Listing, with Facebook Group ID's
- i. Future and Past Events
- j. Video Listing, with filename
- k. Any or all video up loads

19. User Photoprint (User Photos)

- d. Uploaded photographs
- e. Tagged photographs
- f. All metadata or any other sources of GPS coordinates for where any uploaded photos were taken

20. Any group information

21. Any private messages, Facebook Messenger Account information, and messages contained in Facebook Messenger

22. Account status

23. E-mail address used to create the account

24. Alternate e-mail addresses
25. Date ID registered
26. Any link accounts including but not limited to Paypal, Instagram, Snapchat, etc.
27. Internet Protocol (IP) Logs including but not limited to:
  - a. Registration from IP
  - b. Viewtime (Date / time of execution)
  - c. Userid (The Facebook user ID of the account active for the request)
  - d. IP (Source IP address)
  - e. Script (Script executed)
  - f. Scriptget (additional information passed to the script)
  - g. Session Cookie (HTTP cookie set by user session)
28. Any Message Headers (to, from, etc.)
29. Any information on the device used to access the accounts including type of device, model, IMEI number, phone number, GPS location, IP addresses
30. GPS data of the user of the accounts to assist in tracking the user's movement

Facebook/Instagram Inc. and any related internet service provider associated with related IP addresses connected with the above listed Facebook/Instagram accounts can be compensated for reasonable expenses incurred while complying with the court's warrant.

The telecommunications/social network companies shall not disclose the existence of the PEN register, the trap and trace device or the existence of the investigation to the listed subscriber or to any other person, unless or until otherwise ordered by the court. Law Enforcement is mandated to notify the target of the Order in compliance with the California Electronic Communications Privacy Act.

IT IS HEREBY ORDERED that, pursuant to this Search Warrant T-Mobile Wireless, Verizon Wireless Inc, Metro PCS, AT&T Mobility, Sprint, U.S. Cellular and any other affected telecommunication or Internet Service Provider companies, subsidiaries, or entities, whether mentioned herein or not, (hereinafter referred to as the Telecommunications/ISP Companies) shall supply any and all information in their files with respect to persons contacted by the target account (to include specific device) and for persons contacting the target account or social media accounts listed (except the contents of communications), whether published, or non-published, including but not limited to the location of cell site/sector (physical address) of call termination without geographical limits, call initiation and call progress locations (Automated Message Accounting Data), raw data information, subscriber names and addresses, credit information, application information, toll records (to include all outgoing and incoming calls), text messages,

cell site locations, and billing information and unbilled records, other names or phone numbers associated with the account, upon oral or written demand of the Sacramento Police Department.

This order (including the order and affidavit) shall be sealed and kept in the custody of the court.

**Service of warrant:** Pending further order of this court, you are not required to serve a copy of this search warrant to the person who possessed the device that was tracked, the subscriber of the device or any other person.

**Night Service requested.** I request night service to obtain the digital records. This warrant does NOT require entry into any structures. I know data received from service providers can be obtained 24 hours a day.

- Night service granted
- Night service NOT granted.

**YOU ARE COMMANDED**, within five business days after receipt of this search warrant, to deliver by mail or otherwise, to the above-named law enforcement officer, together with the declaration as set forth below, a true, durable and legible copy of the requested records (See California Pen. Code, § 1524.2)

**Additional Orders:**

1. **Non-Disclosure Order:** Provider shall not notify Subscriber or any other person of the existence or content of this search warrant pending further order of this court.
2. **Sealing Order:** Applicant's declaration has established grounds for a non-disclosure order pursuant to 18 USC § 2705(b). Pending further order of this court, this search warrant, the supporting affidavit, and search warrant return are ordered sealed and shall not become a public record. This Search Warrant shall be delivered into the custody of the Clerk of the Superior Court and remain sealed in the custody of the Clerk unless further ordered by the court.
3. **Pursuant to CA Law 1546.1 (d)(3)** This warrant shall comply with all other provisions of California law, including any provisions prohibiting, limiting, or imposing additional requirements on the use of search warrants. The afore mentioned service provider verify the authenticity of all transmitted electronic information that it produces by providing an affidavit that complies with the requirements set forth in Section 1561 of the California evidence code, and admission of that information into evidence shall be subject to section 1562 of the evidence code.
4. **Disposition of communications and/or data:** Pursuant to Penal Code §§ 1528(a), 1536. all communications and/or data seized pursuant to this search warrant shall be retained in Affiant's custody pending further court order.
5. **Delay of notification:** This matter having come before the Court pursuant to an application under Penal Code Section 1546 et seq, which application requests that notification of this warrant be delayed for a period of no more than 90 days. Based upon the reading of the Search



Warrant, and Affidavit in Support thereof, it appearing that there is reason to believe that the notification of the existence of the warrant to any person will result in one of the following:

- Endangering the life or physical safety of an individual
- Lead to flight from prosecution
- Lead to destruction of or tampering with evidence
- Lead to intimidation of potential witnesses
- Seriously jeopardize an investigation
- Unduly delay a trial or otherwise lead to an adverse result