

Class 7: Fourth Amendment: More Exceptions and Computer Forensics

Administrative

Next Time 532-73

News

Invading the online privacy of professors

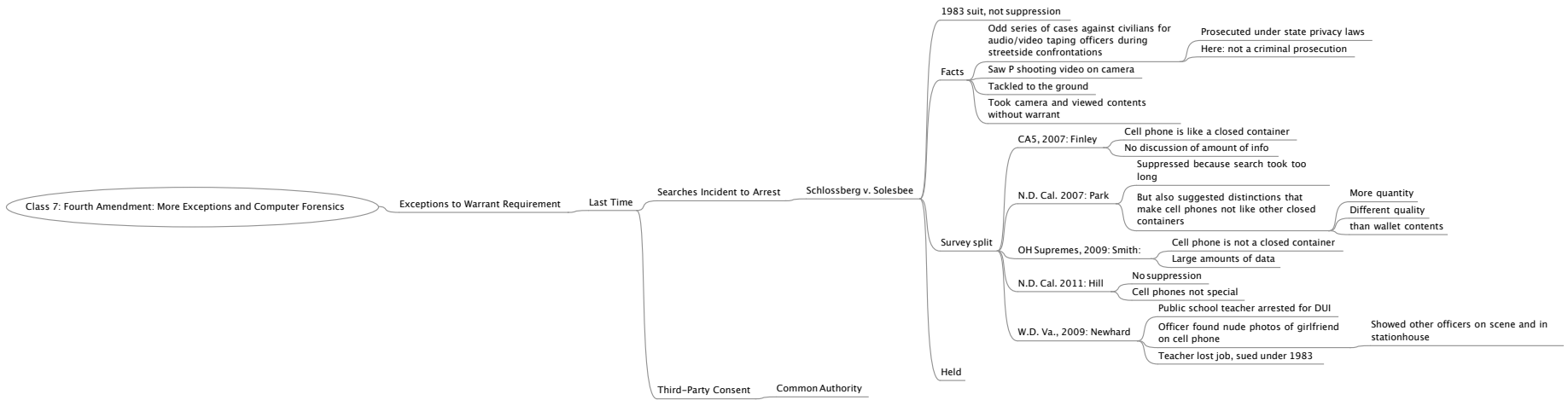
CA9 decided Cotterman on Friday

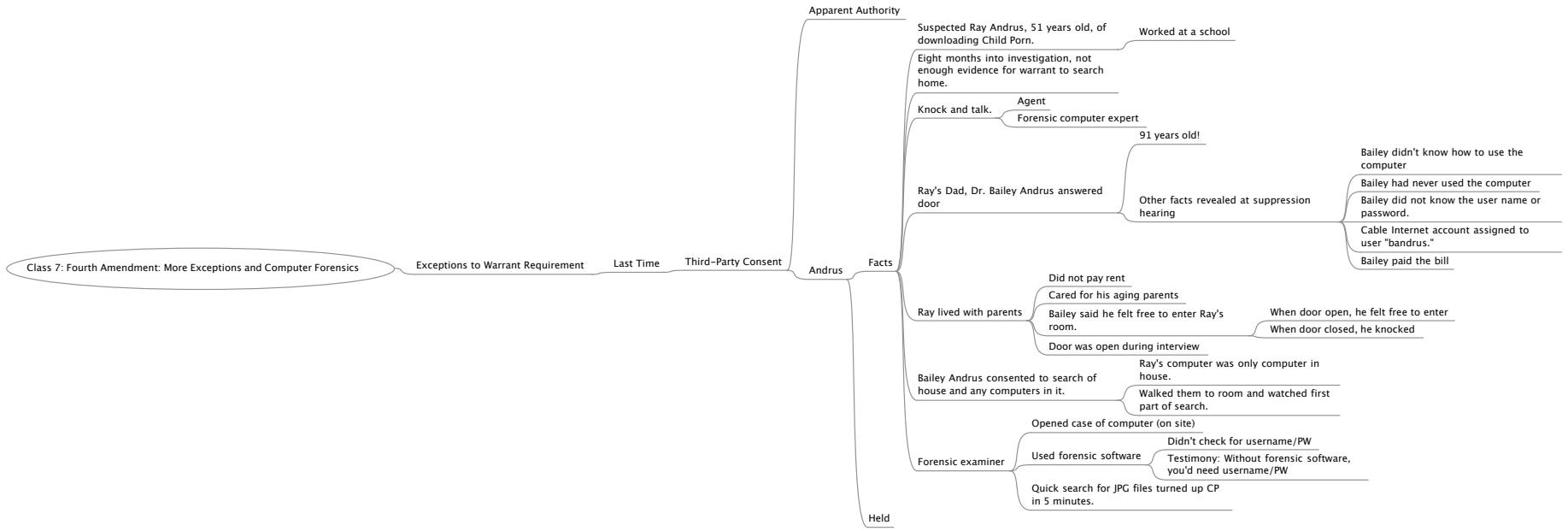
ACLU found warrant returned after search of cell phone

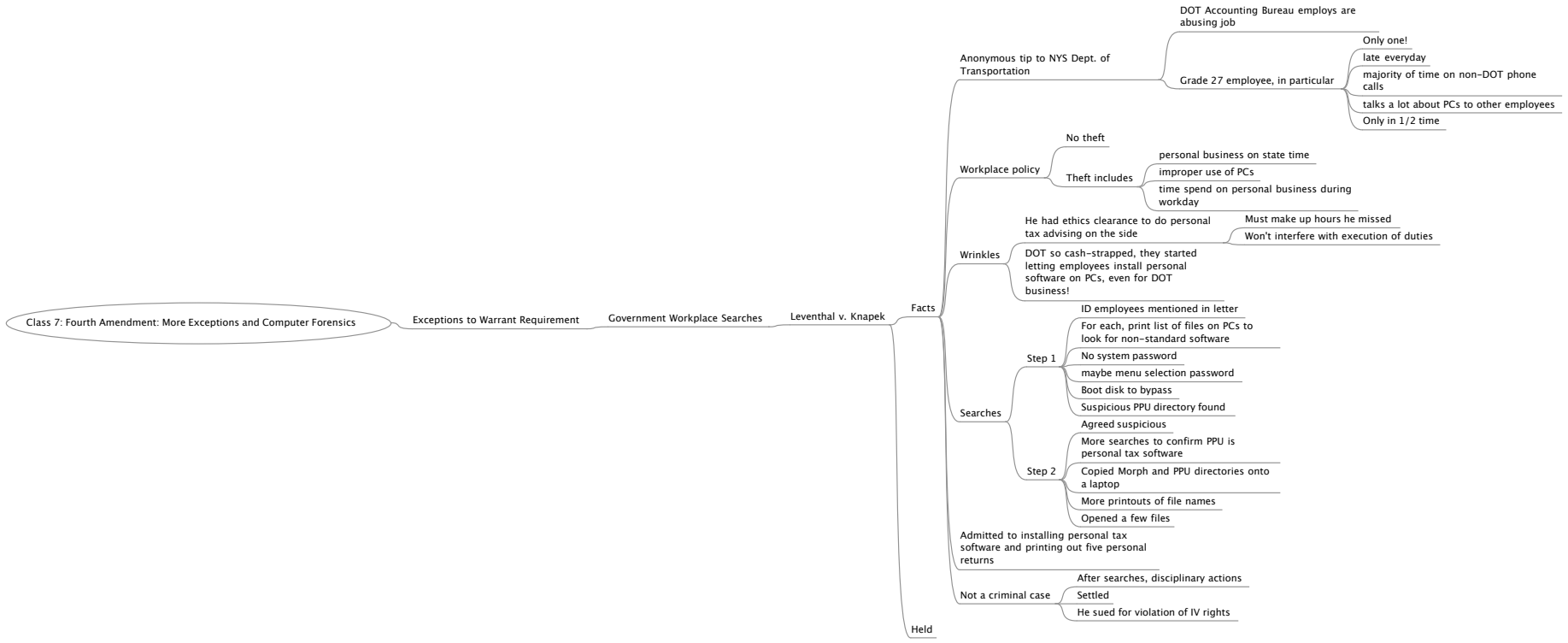
February 27th Symposium on Big Data and National Security

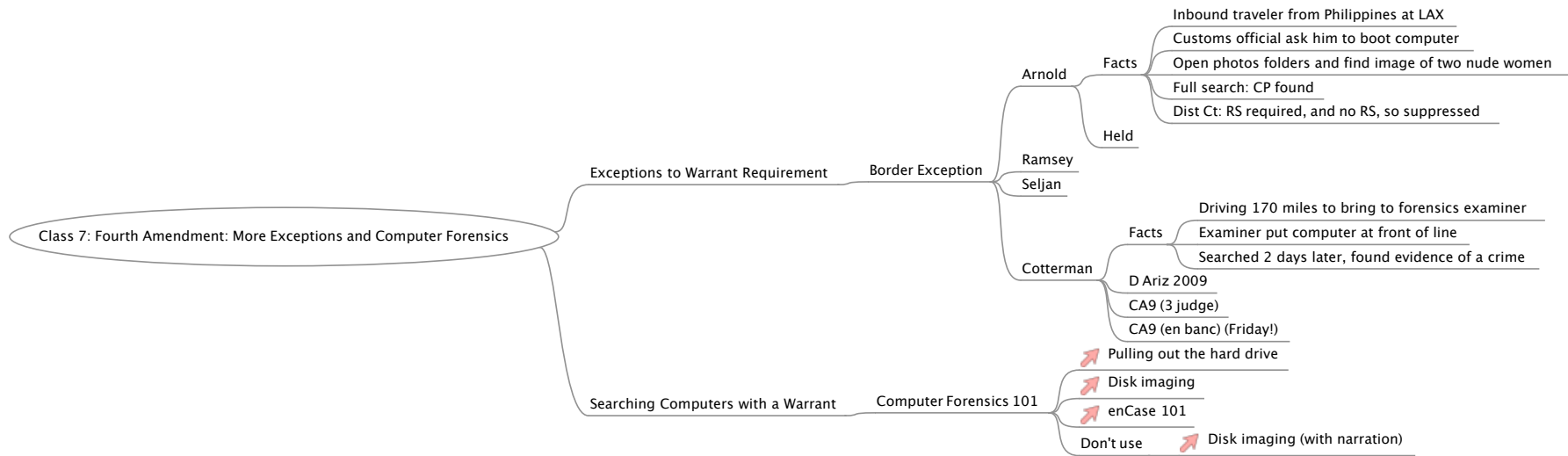
Harvard President read email of sixteen Deans

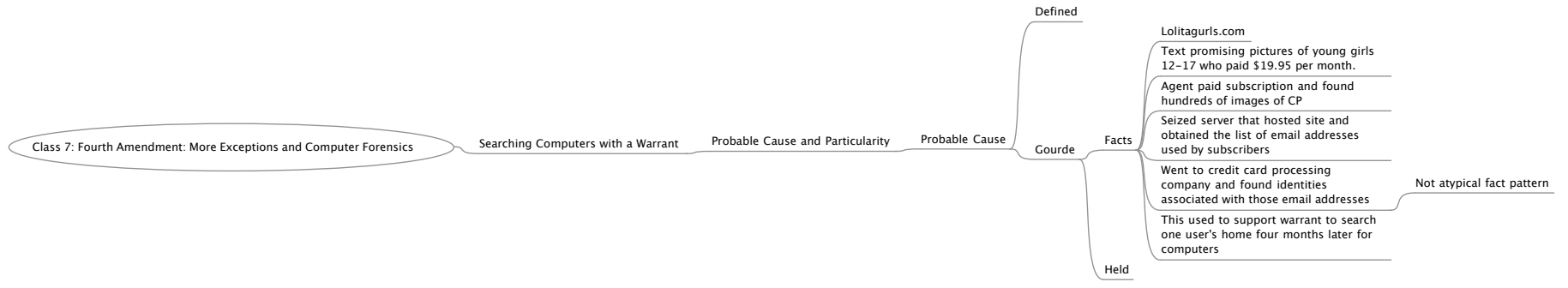
The Leiter vs. Campos tiff and IP addresses and anonymous blog commenters











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Searching Computers with a Warrant

Probable Cause and Particularity

Probable Cause

Defined

Gourde

Facts

Held

Lolitagurls.com

Text promising pictures of young girls 12-17 who paid \$19.95 per month.

Agent paid subscription and found hundreds of images of CP

Seized server that hosted site and obtained the list of email addresses used by subscribers

Went to credit card processing company and found identities associated with those email addresses

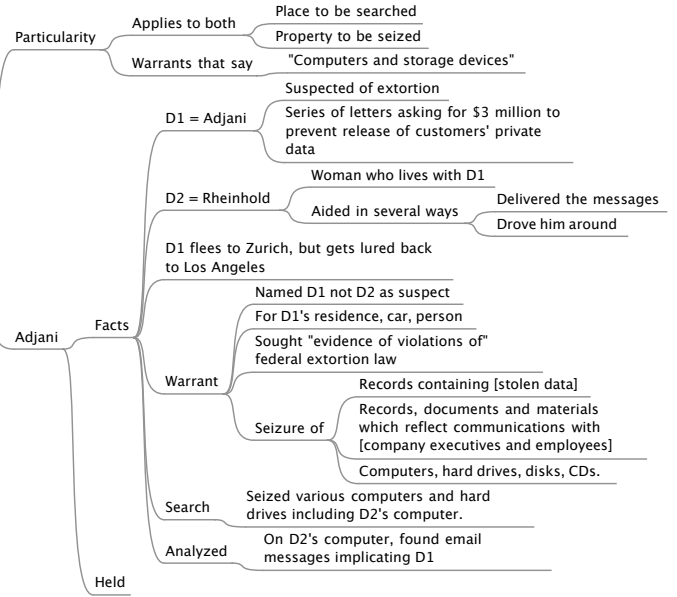
This used to support warrant to search one user's home four months later for computers

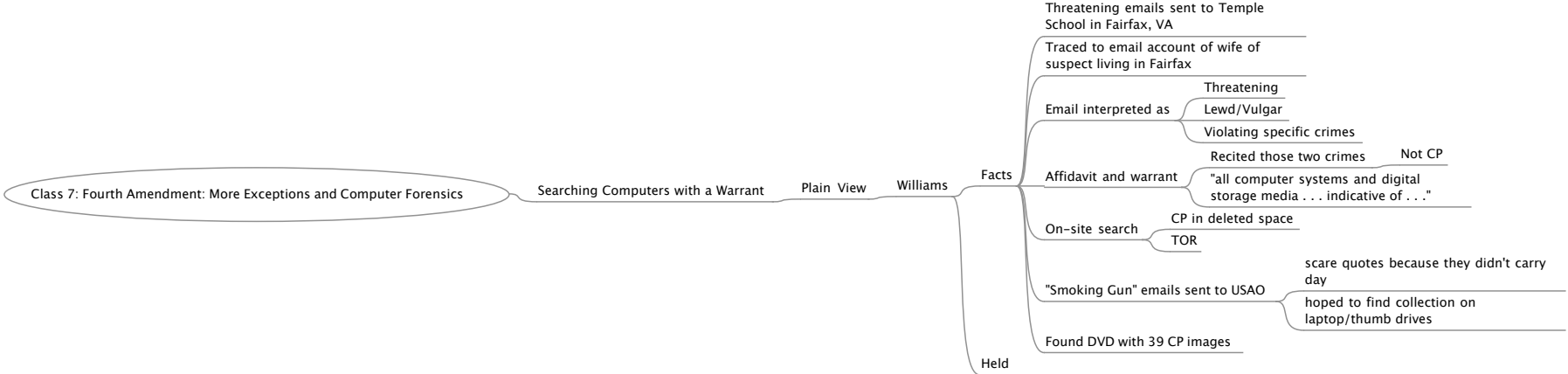
Not atypical fact pattern

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Searching Computers with a Warrant

Probable Cause and Particularity





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Searching Computers with a Warrant

Plain View

Williams

Facts

Threatening emails sent to Temple School in Fairfax, VA

Traced to email account of wife of suspect living in Fairfax

Email interpreted as

Threatening

Lewd/Vulgar

Violating specific crimes

Affidavit and warrant

Recited those two crimes

Not CP

"all computer systems and digital storage media . . . indicative of . . ."

On-site search

CP in deleted space

TOR

"Smoking Gun" emails sent to USAO

scare quotes because they didn't carry day

hoped to find collection on laptop/thumb drives

Found DVD with 39 CP images

Held



