



INSPECTOR GENERAL
DEPARTMENT OF DEFENSE
OFFICE OF PROFESSIONAL RESPONSIBILITY
4800 MARK CENTER DRIVE, SUITE 11C24
ALEXANDRIA, VIRGINIA 22350-1500

Custodian of Records

Cock.li
ATTN: Mr. Vincent Canfield
vc@cock.li

Dear Sir:

Pursuant to Section 6(a)(4) of the Inspector General Act of 1978, as amended, 5 U.S.C. App. III, the enclosed subpoena *duces tecum* has been issued. The materials identified should be produced by the date and time indicated on the subpoena at:

Department of Defense Office of Inspector General
Office of Professional Responsibility
ATTN: Special Agent Christopher Cannon
4800 Mark Center Drive, Suite 11C24
Alexandria, VA 22350-1500

Should you elect to personally deliver the subpoenaed records, you will be required to attest to the completeness, accuracy and authenticity of the documents produced. Or, upon request, Special Agent Christopher Cannon or any Special Agent from the DoD OIG, Office of Professional Responsibility (OPR), who will personally assume custody of the required materials at your office. However, by mutual agreement, the material may be sent by U.S. registered mail to the DoD OIG OPR address above. If you elect to provide the records via registered mail, you should include the enclosed personal affidavit/certificate of compliance as to the completeness, accuracy and authenticity of the documents mailed. Should the documents fail to arrive by the time and date set forth on the subpoena, this will be considered a failure on your part to comply with this subpoena.

Original documents are required by this subpoena. However, for the purpose of this subpoena, certified true copies of the original documents called for by the subpoena will satisfy this provision. The personal affidavit/certificate of compliance must be made by the actual custodian of records who has the complete legal standing for the company/corporation and can testify to their authenticity, accuracy and completeness of the documents produced. If certified true copies are produced, we reserve the right to review the original documents with advanced notice during normal business hours, otherwise, original documents must be submitted.

Materials required by the subpoena should be accompanied by an index identifying each document or other materials and the item or items of the subpoena to which it relates. If for any reason any of the required materials are not furnished, prepare an itemized list of the location of materials and the reason for non-production.

This investigation is private and we request such privacy be maintained. Enclosed is a notice pursuant to the Privacy Act of 1974.

You should bear in mind you have the right to consult with and have an attorney represent you in this matter. If you have any questions concerning the subpoena or the materials required to be produced, you may contact Special Agent Christopher Cannon via email address: Christopher.Cannon@dodig.mil or at phone number (703) 604-8916.

Sincerely,



CATHERINE M. DELPRETE
Director of Investigations
Office Professional Responsibility
Department of Defense Office of Inspector General

Enclosures:

Subpoena Duces Tecum
Appendix A
Privacy Act Notice
Certificate of Compliance

**United States of America
Department of Defense
Office of the Inspector General**

SUBPOENA DUCES TECUM

TO: Custodian of Records, Cock.li, ATTN: Mr. Vincent Canfield, vc@cock.li

YOU ARE HEREBY COMMANDED TO APPEAR BEFORE Special Agent Christopher Cannon, or any Special Agent of the Department of Defense (DoD) Office of the Inspector General (OIG), Office of Professional Responsibility (OPR) acting on behalf of the Inspector General, pursuant to the Inspector General Act of 1978 (5 U.S.C. App. 3), at DoD OIG OPR, 4800 Mark Center Drive, Suite 11C24, Alexandria, Virginia 22350-1500 no later than 10 o'clock a.m. on the 31st day of receipt of the subpoena by the above named recipient.

You are hereby required to bring with you and produce at said time and place the following information, documents, reports, answers, records, accounts, papers, and other data and documentary evidence pertaining to an email associated with Cock.li and originating from email account: _____ that sent insulting and prejudicial comments contained in emails to _____ email address: _____ which belongs to a Department of Defense (DoD) civilian employee, for the date of April 1, 2018, as specified in Appendix A, which are necessary in the performance of the responsibility of the Inspector General under the Inspector General Act.

IN TESTIMONY WHEREOF, the signature of the duly authorized representative of the Inspector General of the Department of Defense is affixed at Alexandria, Virginia.

HANTZ.CAROLYN.
RAMONA.12321414
64

Digitally signed by
HANTZ.CAROLYN.RAMONA.1232
141464
Date: 2018.05.29 08:57:26 -04'00'

Carolyn R. Hantz
Assistant Inspector General, Audit Policy and
Oversight

APPENDIX A

A. DEFINITIONS:

1. The terms "document" or "documents" mean any written, recorded, graphic material of any kind, photostats, microfilms, microfiche, tape or disc recordings, computer printouts and other data electronically obtained or otherwise stored from which information can be obtained, either directly, indirectly or by translation, through devices or readers, whether prepared by your or any other person, that is in your possession, custody or control. Any such document is to be produced in a reasonable useable form.

2. The terms "document" and "documents" include the original document (or copy thereof if the original is not in your possession, custody or control) and all copies that differ in any respect from the original or that bear any notation, marking or information not on the original.

A. REQUIRED RECORDS

This subpoena calls for the production of records setting forth the basic subscriber information identified below, authorized by the Electronic Communications Privacy Act (18 U.S.C. § 2701, et seq.), concerning an email associated with Cock.li and originating from email account: [REDACTED], that sent insulting and prejudicial comments contained in emails to [REDACTED] email address: [REDACTED], which belongs to a Department of Defense (DoD) civilian employee, for the date of April 1, 2018. Records include, but are not limited to:

1. Names (including subscriber names, user names, and screen names);
2. Addresses (including mailing addresses, residential addresses, business addresses, and e-mail addresses);
3. Local and long distance telephone connection records (to include telephone call detail and text message detail records) and/or records of session times and durations, including connection dates and times, disconnect dates and times, and methods of connection;
4. Records of session times and durations, and the temporarily assigned network addresses (such as Internet Protocol ("IP") addresses) associated with those sessions;
5. Length of service (including start date) and types of service utilized;

UNIQUE IDENTIFICATION NUMBER: 2018553-18125

6. Telephone or instrument numbers (including MAC addresses, Electronic Serial Numbers ("ESN"), Mobile Electronic Identity Numbers ("MEIN"), Mobile Equipment Identifier ("MEID"), Mobile Identification Numbers ("MIN"), Subscriber Identity Modules ("SIM"), Mobile Subscriber Integrated Services Digital Network Number ("MSISDN"), International Mobile Subscriber Identifiers ("IMSI"), or International Mobile Station Equipment Identities ("IMEI"));

7. Other subscriber numbers or identities (including temporarily assigned network addresses and registration Internet Protocol ("IP") addresses (including carrier grade natting addresses or ports)); and

8. Means and source of payment for such service (including any credit card or bank account number) and billing records.

CERTIFICATE OF COMPLIANCE

I, _____, of _____,
(Name) (Title)

(Company/Institution/Agency)

certify the records I provided (either) to Special Agent _____,
or by certified mail accountability number _____, return receipt
requested, are accurate, complete, and in full compliance with the Department of Defense
Inspector General Duces Tecum number _____.
(Unique Identification Number)

The following subpoenaed records are not provided. (If documents are withheld based on
privilege, identify each document, specify its author and addressee, date, subject matter, all
persons or entities to whom copies were furnished, and the basis of your claim of privilege.)

(Use attachment if necessary)

In accordance with Title 28, United States Code, Section 1746, I certify under penalty of perjury
the foregoing is true and correct.

(Signature of Respondent)

(Date)

NOTICE PURSUANT TO PRIVACY ACT OF 1974

The Privacy Act of 1974 directs that persons, such as those required by the Inspector General of the Department of Defense (DoD) to supply information in response to a subpoena, be informed of the following:

1. Authority for Solicitation of the Information:

The authority for requiring production of the information is set forth in the Inspector General Act of 1978, PL 95-452 and PL 97-252. Disclosure of information is mandatory.

2. Principal Uses of the Information:

The Inspector General's principal purpose in soliciting the information is to promote economy, efficiency, and effectiveness in the administration of the programs and operations of DoD and to prevent and detect fraud and abuse in such programs and operations.

3. Effect of Noncompliance:

Failure to comply with a subpoena may result in the Inspector General's requesting a court order for compliance. If such an order is obtained and you thereafter fail to supply the information, you may be subject to civil and/or criminal sanctions for contempt of court.

4. Routine Uses of the Information:

Information you give may be used and disseminated in the routine operation of DoD, including criminal, civil, and administrative proceedings. Routine uses include, but are not limited to, the following categories:

a. In any case in which there is an indication of a violation or a potential violation of law, whether civil, criminal, or regulatory in nature, the record in question may be disseminated to the appropriate federal, state, local, or foreign agency charged with the responsibility for investigating or prosecuting such violation or charged with enforcing or implementing such law;

b. In the course of investigating the potential or actual violation of any law, whether civil, criminal, or regulatory in nature, or during the course of a trial or hearing or the preparation for a trial or hearing for such violation, a record may be disseminated to a federal, state, local or foreign agency, or to an individual organization, if there is reason to believe that such agency, individual, or organization possesses information relating to the investigation, trial, or hearing and the dissemination is reasonably necessary to elicit such information or to obtain the cooperation of a witness or an informant;

c. A record relating to a case or matter may be disseminated in an appropriate federal, state, local, or foreign court or grand jury proceeding in accordance with established constitutional, substantive, or procedural law or practices;

d. A record relating to a case or matter may be disseminated to an actual or potential party or his attorney for the purpose of negotiation or discussion on such matters as settlement of the case or matter, plea bargaining, or informal discovery proceedings;

e. A record relating to a case or matter that has been referred by an agency for investigation, prosecution, or enforcement, or that involves a case or matter within the jurisdiction of an agency, may be disseminated to such agency to notify the agency of the status of the case or matter or of any decision or determination that has been made, or to make such other inquiries and reports as are necessary during the processing of the case or matter;

f. A record relating to a case or matter may be disseminated to a foreign country pursuant to an international treaty or convention entered into and ratified by the United States or to an executive agreement;

g. A record may be disseminated to a federal, state, local, foreign, or international law enforcement agency to assist in the general crime prevention and detection efforts of the recipient agency or to provide investigative leads to such agency;

h. A record may be disseminated to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of a contract, or the issuance of license, grant, or other benefit by the requesting agency to the extent that the information relates to the requesting agency's decision on the matter;

i. A record may be disseminated to the public, news media, trade associations, or organized groups, when the purpose of the dissemination is educational or informational, such as descriptions of crime trends or distinctive or unique modus operandi, provided that the record does not contain any information identifiable to a specific individual other than information such as a modus operandi.

5. Freedom of Information Act:

The Freedom of Information Act (FOIA), Title 5, U.S.C., Section 552, and DoD rules pursuant thereto, generally provide for access by members of the public to governmental records, unless the requested records fall within specified exemptions. If you believe that one or more of the documents required under this subpoena should be considered exempt in whole or in part from public release under the FOIA, Title 5, U.S.C., Section 552, you must mark each document which you believe exempt. In a letter accompanying the documents, you should cite all exemptions contained in the FOIA that you believe apply and the reasons for each. It is the policy of the Office of the Inspector General to seek to notify you in the event that it receives a request under the FOIA for records for which you have claimed exemption or in the event that legal proceedings are initiated against the Office of the Inspector General to obtain such records.