



IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA

Alexandria Division

IN RE: APPLICATION FOR AN ORDER
PURSUANT TO 18 U.S.C. §2705(b)
RELATING TO A SUBPOENA TO OPEN
WHISPER SYSTEMS FOR THE
ACCOUNTS LISTED: [REDACTED] AND
[REDACTED]

Case No. 15gj1141
Grand Jury 16-3/16-1090

UNSEALING ORDER AND REMOVAL OF NOTIFICATION
PROHIBITION PURSUANT TO 18 U.S.C. § 2705(b)

On June 30, 2016, The United States submitted an Application pursuant to 18 U.S.C. § 2705(b), requesting that the Court issue an Order commanding OPEN WHISPER SYSTEMS, an electronic communications service provider and/or a remote computing service, not to notify any person (including the subscriber(s) or customer(s) of the account(s) listed in the subpoena) of the existence of the subpoena and related documents for a period of one year. The Order also directed the sealing of the Application and Order related to the issuance of this subpoena. On September 29, 2016, this Court signed a Superseding Order unsealing redacted documents related to this matter.

The United States, having determined that there is no longer just cause pursuant to 18 U.S.C. § 2705(b) to maintain the subpoena involving + [REDACTED] and + [REDACTED] issued to Open Whisper Systems under seal, or to prohibit Open Whisper Systems from providing subscriber or customer notification of the issuance of the subpoena, has moved the Court to issue an Order unsealing this matter in its entirety.

IT IS THEREFORE ORDERED under 18 U.S.C. § 2705(b) that this matter concerning the issuance of a subpoena to Open Whisper Systems involving + [REDACTED] and

+ [REDACTED] is UNSEALED in its entirety and Open Whisper Systems is no longer prohibited from providing subscriber or customer notification concerning this subpoena.

IT IS FURTHER ORDERED that the Orders dated June 30, 2016 and September 29, 2016, are hereby VACATED with the issuance of this UNSEALING ORDER.

SO ORDERED:

Date: 25 Aug 17
Alexandria, Virginia

I.D.D. /s/
Ivan D. Davis
United States Magistrate Judge

REQUESTED BY:

Dennis M. Fitzpatrick
Dennis M. Fitzpatrick
Assistant United States Attorney
Eastern District of Virginia

A TRUE COPY, TESTE:
CLERK, U.S. DISTRICT COURT
BY Sharon O. Latt
DEPUTY CLERK