



U.S. Department of Justice

*United States Attorney
Southern District of New York*

*The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007*

October 16, 2019

BY EMAIL

Kiwi Farms
Attn: Custodian of records Kiwi Farms
913 Beal Pkwy NW
Suite A-1017
Fort Walton Beach, FL 32547

Re: Grand Jury Subpoena

Please be advised that the accompanying grand jury subpoena has been issued in connection with an official criminal investigation of a suspected felony being conducted by a federal grand jury. The Government hereby requests that you voluntarily refrain from disclosing the existence of the subpoena to any third party. While you are under no obligation to comply with our request, we are requesting you not to make any disclosure in order to preserve the confidentiality of the investigation and because disclosure of the existence of this investigation might interfere with and impede the investigation.

If you intend to disclose the existence of this Grand Jury Subpoena request to a third party, please let me know before making any such disclosure.

Thank you for your cooperation in this matter.

Very truly yours,

GEOFFREY S. BERMAN
United States Attorney

By:

Elizabeth A. Hanft
Assistant United States Attorney
(212) 637-2334

United States District Court
SOUTHERN DISTRICT OF NEW YORK

TO: Kiwi Farms
Attn: Custodian of records Kiwi Farms
913 Beal Pkwy NW
Suite A-1017
Fort Walton Beach, FL 32547

GREETINGS:

WE COMMAND YOU that all and singular business and excuses being laid aside, you appear and attend before the GRAND JURY of the people of the United States for the Southern District of New York, at the United States Courthouse, 40 Foley Square, Room 220, in the Borough of Manhattan, City of New York, New York, in the Southern District of New York, at the following date, time and place:

Appearance Date: October 30, 2019 Appearance Time: 9:00 a.m.

to testify and give evidence in regard to an alleged violation of :
Federal Criminal Law

and not to depart the Grand Jury without leave thereof, or of the United States Attorney, and that you bring with you and produce at the above time and place the following:

SEE ATTACHED RIDER

SEE ATTACHED RIDER. Personal appearance is not required if the requested documents and information is (1) produced on or before the return date to Detective James G. Williams (Phone: 646-696-2499; Email: jgwilliams@fbi.gov) or forward a hard copy via Federal Express (overnight) to Federal Bureau of Investigation, Squad CT-1, 26 Federal Plaza, New York, NY 10278; and (2) accompanied by an executed copy of the attached Declaration of Custodian of Records.

Failure to attend and produce any items hereby demanded will constitute contempt of court and will subject you to civil sanctions and criminal penalties, in addition to other penalties of the Law.

DATED: New York, New York
October 16, 2019

Geoffrey S. Berman
GEOFFREY S. BERMAN
United States Attorney for the
Southern District of New York

Ethanft
Elizabeth A. Hanft
Assistant United States Attorney
One St. Andrew's Plaza
New York, New York 10007
Telephone: (212) 637-2334
Elizabeth.hanft@usdoj.gov



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RIDER

Please provide all subscriber information for the originator(s) of the following links:

**<https://kiwifarms.net/attachments/read-this-first-pdf.965210/>
<https://kiwifarms.net/attachments/dokumentation-pdf.965211/>
https://kiwifarms.net/attachments/manifesto-pdf.965212**

Such information shall include, but not be limited to:

1. The Subscriber's name and screen names;
2. Subscriber address and email address
3. Information on related accounts;
4. User neoprint records;
5. User photoprint records;
6. User contact information;
7. Cookies
8. Last Location
9. Linked Accounts
10. Group contact information;
11. IP connections records, or records of session times and durations;
12. Billing information (including means and source of payment, including any credit information pertaining to the type of subscriber account, including account statue length of account activation (date account opened and closed), Internet Protocol Address from which the account was opened, type of service, forwarding e-mail address, and special request services;
13. Any other information pertaining to the identity of subscriber including but not limited to date of birth, social security number, driver's license, billing information (include type and number of credit card accounts);
14. All records of session times and duration, including, any temporarily assigned network addresses.

Personal appearance is not required if the requested documents and information is (1) produced on or before the return date to Detective James G. Williams (Phone: 646-696-2499; Email: jgwilliams@fbi.gov) or forward a hard copy via Federal Express (overnight) to Federal Bureau of Investigation, Squad CT-1, 26 Federal Plaza, New York, NY 10278; and (2) accompanied by an executed copy of the attached Declaration of Custodian of Records.

Declaration of Custodian of Records

Pursuant to 28 U.S.C. § 1746, I, the undersigned, hereby declare:

My name is _____.
(name of declarant)

I am a United States citizen and I am over eighteen years of age. I am the custodian of records of the business named below, or I am otherwise qualified as a result of my position with the business named below to make this declaration.

I am in receipt of a Grand Jury Subpoena, dated October 16, 2019, and signed by Assistant United States Attorney Elizabeth A. Hanft, requesting specified records of the business named below. Pursuant to Rules 902(11) and 803(6) of the Federal Rules of Evidence, I hereby certify that the records provided herewith and in response to the Subpoena:

- (1) were made at or near the time of the occurrence of the matters set forth in the records, by, or from information transmitted by, a person with knowledge of those matters;
- (2) were kept in the course of regularly conducted business activity; and
- (3) were made by the regularly conducted business activity as a regular practice.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on _____.
(date)

(signature of declarant)

(name and title of declarant)

(name of business)

(business address)

Definitions of terms used above:

As defined in Fed. R. Evid. 803(6), “record” includes a memorandum, report, record, or data compilation, in any form, of acts, events, conditions, opinions, or diagnoses. The term, “business” as used in Fed. R. Evid. 803(6) and the above declaration includes business, institution, association, profession, occupation, and calling of every kind, whether or not conducted for profit.