

UNITED STATES OF AMERICA

v.

Manning, Bradley E.
PFC, U.S. Army,
HHC, U.S. Army Garrison,
Joint Base Myer-Henderson Hall
Fort Myer, Virginia 22211

STIPULATION OF
EXPECTED TESTIMONY

Ms. Tamara Mairena

DATED: 30 May 2013

It is hereby agreed by the Accused, Defense Counsel, and Trial Counsel, that if Ms. Tamara Mairena were present to testify during the merits and pre-sentencing phases of this court martial, he would testify substantially as follows:

1. I am the primary evidence custodian at the Computer Crimes Investigative Unit (CCIU) of the U.S. Army Criminal Investigation Command (CID) in Quantico, Virginia. I have held this position since 2006. In this position, I track and catalog evidence maintained by our CCIU office.
2. I have been a Certified Evidence Custodian since January of 2006. I received this certification from the U.S. Army Criminal Investigation Laboratory. Since January 2010, I have also been a Department of Defense (DOD) Cyber Investigations Training Academy certified digital media collector.
3. I follow several general procedures when handling evidence as evidence custodian. The first time I receive a piece of evidence, I check the accompanying DA Form 4137 evidence custody document to make sure the evidence matches the description and that the marked-for-identification number on the evidence matches what is recorded on the form. I also check to make sure the form has been appropriately filled out. When I sign the evidence into the evidence room, I sign in the "received" column. I then log it in the evidence book and the database before placing it in the evidence room. When someone asks to receive a stored piece of evidence, I pull the voucher number and locate the evidence in its appropriate location. I check to make sure the evidence I am handing over matches the description on the form and then I release it to the Special Agent or Forensic Examiner who has requested it. I sign that I have released it and the individual receiving it signs that (s)he has received it. Each time I relinquish or assume custody of evidence, I check the description to make sure the evidence being transferred matches the forms used to transfer it.
4. I first became involved in the present case because of my role in assisting the investigation team with the secure storage of evidence they collect. I signed several pieces of evidence from the investigating agents and forensic examiners into the evidence room and would release evidence back to them when they needed it for their investigation or examinations. In my role as evidence custodian, I have worked with and received evidence from Special Agent Kirk Ellis, Special Agent Antonio Edwards, Special Agent David Shaver, Special Agent Calder Robertson, Special Agent John Wilbur, and Special Agent Mark Mander. I also know Mr. Garon Young. He used to be the primary evidence custodian and trained me when I began working for Army

CCIU. Mr. Young currently serves as the alternate evidence custodian. As such, it is normal for him to sign something out of the evidence room and for me to sign it back in (or vice versa).


5. On 18 June 2010, I signed a Lenovo laptop computer with Fujitsu computer hard drive (serial number: K404T812MF4D), collected from Mr. Adrian Lamo in Sacramento, California on 12 June 2010, recorded as Item 1 on a DA Form 4137 marked as document number (DN) 76-10, and known as "Lamo Ubuntu Harddrive" out of the evidence room to SA Dave Shaver for forensic examination. I also signed out an HP Mini Brand computer with Seagate hard drive (serial number: SRE2C1QK), collected from Mr. Adrian Lamo in Carmichael, California on 12 June 2010, recorded as Item 1 on a DA Form 4137, marked as DN 77-10, and known as "Lamo HP Harddrive" to SA Shaver for the same reason. He returned these items later that same day. I received and released this evidence according to the proper procedures I just described. I did not alter this evidence in any way.

6. On 18 October 2010, I received evidence related to this investigation from SA Wilbur, recorded as Item 1 on a DA Form 4137 marked as DN 151-10. I took custody of a CD (marked "Wikileaks DoS Firewall Logs 13 Oct 10") collected from the Department of State on 15 October 2010, and known as "DoS Firewall Logs". Upon receiving this evidence, I properly logged it into the evidence room using the same procedures described earlier. On 1 November 2010, I properly released it to SA Shaver for examination. He returned it later that same day. I received and released this evidence according to the proper procedures I described earlier. I did not alter this evidence in any way.

7. On 3 November 2010, I received nineteen pieces of evidence from SA Mander, collected from the home of Ms. Debra Van Alystne in Potomac, Maryland on 2 November 2010, recorded as Items 1-19 on a DA Form 4137 marked as DN 162-10. Item 2 on this DA Form 4137 was an SD memory card (serial number: BE0915514353G), known as "SD Card". On 10 December 2010, I properly released the "SD Card" to SA Shaver for examination. He returned it later that same day. I properly received the evidence back in to the evidence room according to the proper procedures I described earlier. I did not alter this evidence in any way.


ANGEL M. OVERGAARD
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Accused