



U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to
File No.

January 16, 2004

Mr. Nicholas Merrill
President
Calyx Internet Access Corporation
13 Laight Street
New York, New York

Dear Mr. Merrill:

Under the authority of Executive Order 12333, dated December 4, 1981, and pursuant to Title 18, United States Code (U.S.C.), Section 2709 (as amended, October 26, 2001), you are hereby directed to provide the Federal Bureau of Investigation (FBI) the names, addresses, lengths of service and electronic communication transactional records, to include existing transaction/activity logs and all e-mail header information (not to include message content and/or subject fields), for the below-listed email address:

[REDACTED]@mojo.calyx.net

In accordance with Title 18, U.S.C., Section 2709(b), I certify that the information sought is relevant to an authorized investigation to protect against international terrorism or clandestine intelligence activities, and that such an investigation of a United States person is not conducted solely on the basis of activities protected by the First Amendment to the Constitution of the United States.

You are further advised that Title 18, U.S.C., Section 2709(c), prohibits any officer, employee or agent of yours from disclosing to any person that the FBI has sought or obtained access to information or records under these provisions.

You are requested to provide records responsive to this request personally to a representative of the New York Field Office of the FBI. Any questions you have regarding this request should be directed only to the New York Field Office. Due to security considerations, you should neither send the records through the mail nor disclose the substance of this request in any telephone conversation.

Mr. Nicholas Merrill

Your cooperation in this matter is greatly appreciated.

Sincerely,

A handwritten signature in cursive script, appearing to read 'M. Bowman', written in dark ink.

Marion E. Bowman
Senior Counsel
National Security Affairs
Office of the General Counsel

ATTACHMENT

"In preparing your response to this request, you should determine whether your company maintains the following types of **information which may be considered by you to be an electronic communication transactional record** in accordance with Title 18, United States Code, Section 2709:

- DSL account information
- Radius log
- Subscriber name and related subscriber information
- Account number
- Date the account opened or closed
- Addresses associated with the account
- Subscriber day/evening telephone numbers
- Screen names or other on-line names associated with the account
- Order forms
- Records relating to merchandise orders/shipping information for the last 180 days
- All billing related to account
- Internet service provider (ISP)
- All e-mail addresses associated with account
- Internet Protocol (IP) address assigned to the account
- All website information registered to the account
- Uniform resource locator (URL) address assigned to the account
- Any other information which you consider to be an electronic communication transactional record

We are not requesting, and you should not provide, information pursuant to this request that would disclose the content of any electronic communication as defined in Title 18, United States Code, Section 2510(8)."