

# Class 22: Stored Communications Act Part I

## Administrative

- Next Time
  - 519-31
  - Section 2702
  - Review 505-06 "B. Voluntary Disclosure Rules under 18 USC 2702"
- For those attending 11/20 Colloquium at DU
  - Assignment posted on website
  - Questions due to me by morning of 11/19
- News Wednesdays
  - Two stories, two sides of one coin
    - Virus that downloads child porn
    - Facebook alibi
  - Linda Tripp reprise

## Last Time

- D. Rules permitting government access
  - 18 USC 3122
  - 18 USC 3123
  - Role of Judges
    - In re application of the USA
    - Reasoning
- E. Remedies
  - Civil?
  - Criminal
- Is Caller-ID legal?

## Stored Communications Act

- A. Criminal Prohibitions
  - 18 USC 2701
  - A little history
    - Internet, circa 1986
    - Email
    - Time-sharing
    - File servers
  - "Electronic Communications Service" 18 USC 2510(15)
  - "Remote Computing Service" 18 USC 2711(2)
  - Note 3: JetBlue ECS? RCS?
  - Supplement: egold / Standefer
  - CNN?
  - Amazon?
  - Facebook?
  - Google?
  - Provider's role with respect to a particular copy of a particular communication.
- D. Rules permitting government access
- C. Exceptions
- E. Remedies