

Traditional Understanding	Theofel v. Farey Jones-Jones	Voluntary Disclosure Allowed?		Mechanisms to Compel Disclosure	
		Public Provider		Public Provider	Non-Public Provider
ECS: Unopened e-mail in storage 180 days or less	ECS: E-mail in storage 180 days or less	No, unless § 2702(b) exception applies [§ 2702(a)(1)]	Yes [§ 2702(a)(1)]	Search Warrant [§ 2703(a)]	Search Warrant [§ 2703(a)]
ECS: Unopened e-mail in storage more than 180 days	ECS: E-mail in storage more than 180 days	No, unless § 2702(b) exception applies [§ 2702(a)(1)]	Yes [§ 2702(a)(1)]	Subpoena with notice; 2703(d) order with notice; or search warrant [§ 2703(a,b)]	Subpoena with notice; 2703(d) order with notice; or search warrant [§ 2703(a,b)]
RCS: Opened e-mail, other content files being remotely stored or processed	RCS: Files not covered above being remotely stored or processed	No, unless § 2702(b) exception applies [§ 2702(a)(2)]	Yes [§ 2702(a)(2)]	Subpoena with notice; 2703(d) order with notice; or search warrant [§ 2703(b)]	SCA doesn't apply [§ 2711(2)]
Most non-content records	Most non-content records	No, unless § 2702(c) exception applies [§ 2702(a)(3)]	Yes [§ 2702(a)(3)]	2703(d) order or search warrant [§ 2703(c)(1)]	2703(d) order or search warrant [§ 2703(c)(1)]
Basic subscriber information, session logs, IP addresses	Basic subscriber information, session logs, IP addresses	No, unless § 2702(c) exception applies [§ 2702(a)(3)]	Yes [§ 2702(a)(3)]	Subpoena; 2703(d) order; or search warrant [§ 2703(c)(2)]	Subpoena; 2703(d) order; or search warrant [§ 2703(c)(2)]