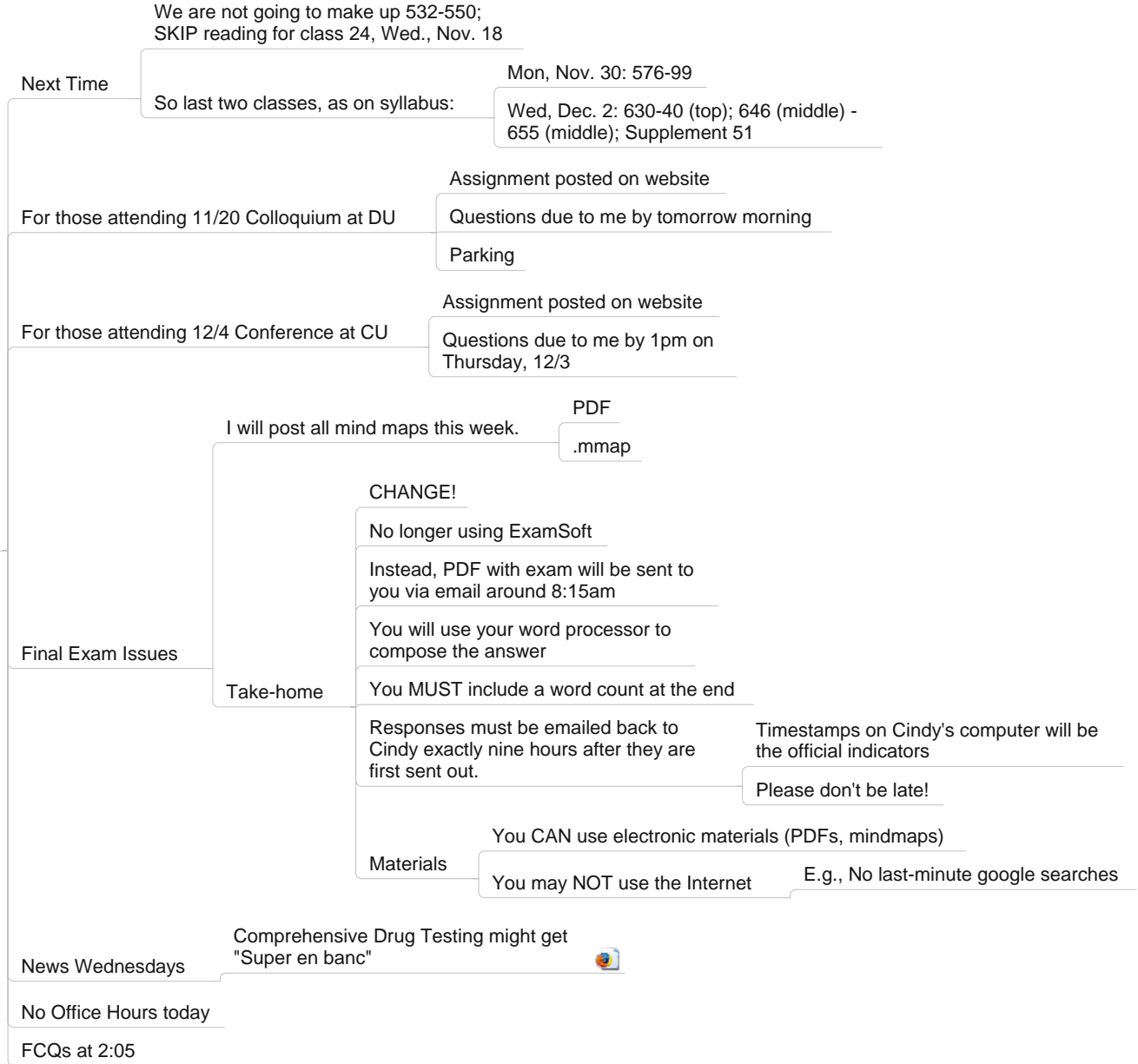


Class 24: Stored Communications Act Part II, Redux

Administrative



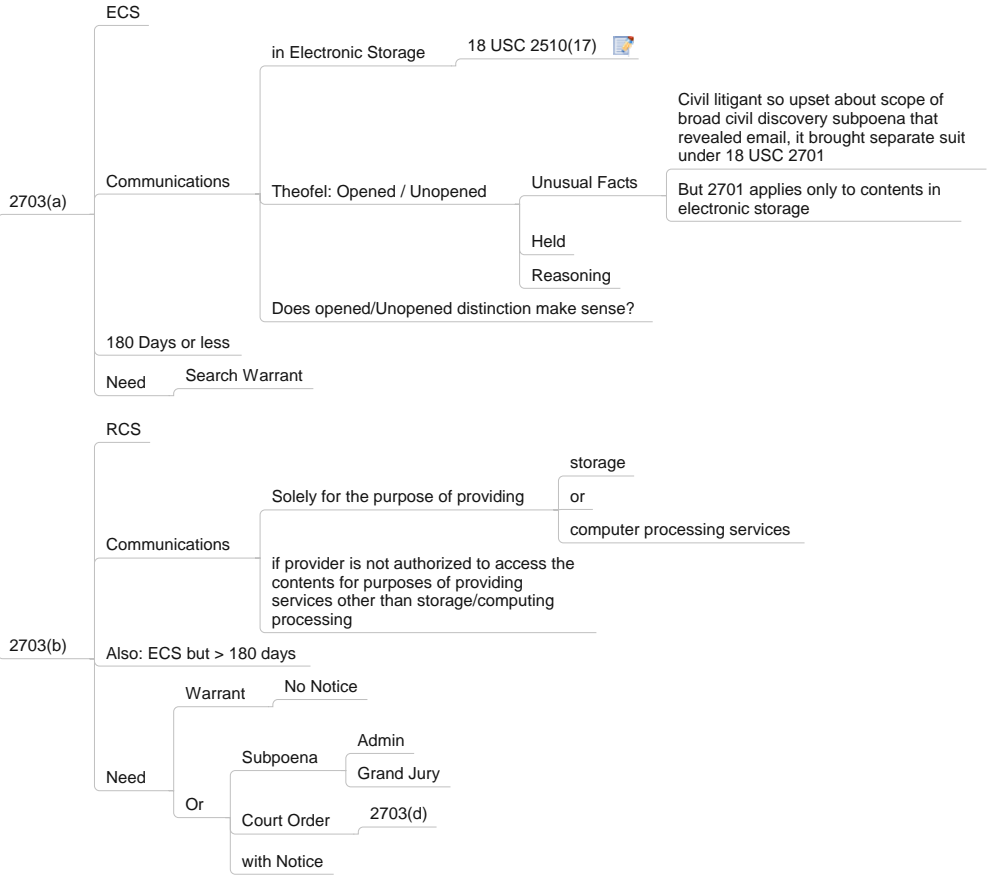
Class 24: Stored Communications Act Part II, Redux

Stored Communications Act

B. Definitional Boundaries

D. Rules permitting government access

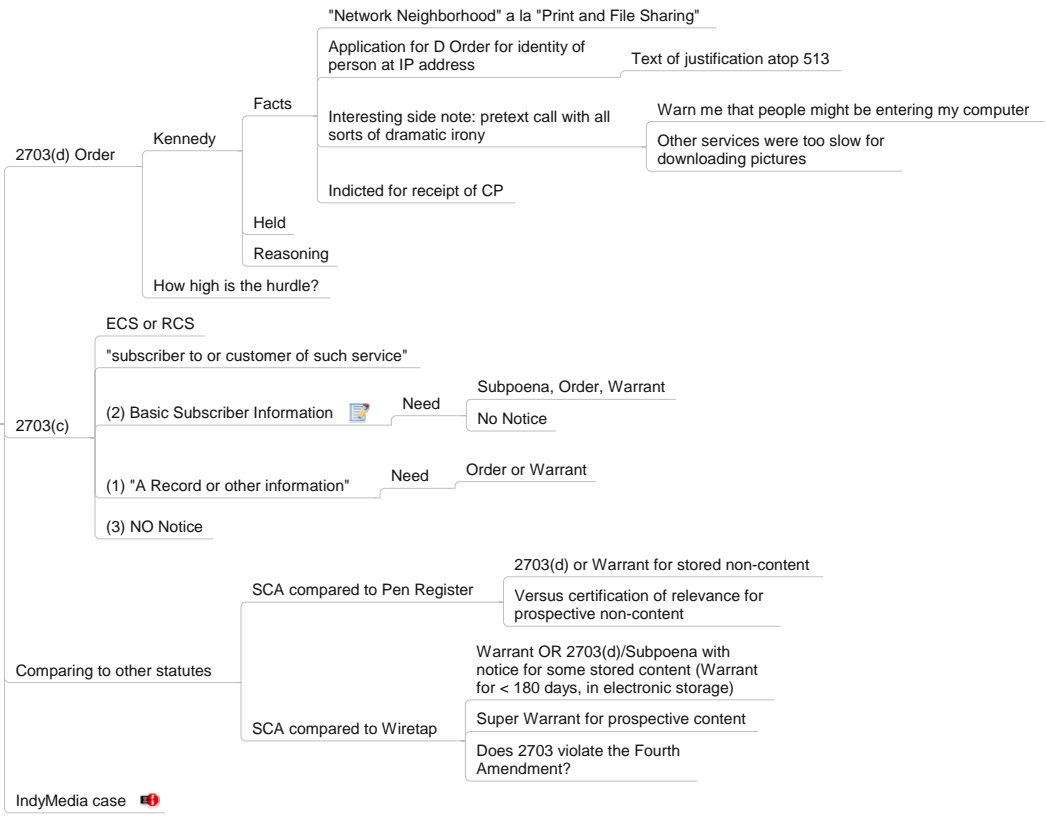
18 USC 2703



Class 24: Stored Communications Act Part II, Redux

Stored Communications Act

D. Rules permitting government access



Class 24: Stored Communications Act Part II, Redux

Stored Communications Act

C. Exceptions Voluntary access

18 USC 2702

Prohibition in 2702(a)

What providers?

Anderson v. UOP

Relevant Facts
Held
Reasoning

Company provides email accounts to own customers
Also provided accounts to consultants / future litigation adversaries

What is line between voluntary and compelled?

Freedman v. AOL

Email threat case
Unsigned search warrant.
Held: Not voluntary.

Contents of Communications

May not divulge unless within exceptions in 2702(b)

Record or other Information

Exceptions in 2702(c)
To the government?
Non-government?

Exceptions

Consent (b)(3) and (c)(2)
Provider (b)(5) and (c)(3)
Emergency (b)(8) and (c)(4)