

SUBPOENA

GEORGE GASCON District Attorney LAURA CLASTER Assistant District Attorney 850 Bryant Street San Francisco, CA 94103 (415) 734-3108 LAURA.CLASTER@SFGOV.ORG Attorneys for the People of the State of California	FOR COURT USE ONLY
SUPERIOR COURT OF THE STATE OF CALIFORNIA CITY AND COUNTY OF SAN FRANCISCO 850 Bryant Street San Francisco, CA 94103	

THE PEOPLE OF THE STATE OF CALIFORNIA vs. [REDACTED] ET AL.

CRIMINAL SUBPOENA DUCES TECUM	CASE NUMBER 12025923
-------------------------------	----------------------

THE PEOPLE OF THE STATE OF CALIFORNIA, TO:

CUSTODIAN OF RECORDS
Twitter, Inc.
c/o Trust & Safety
1355 Market Street, Suite 900
San Francisco, CA 94103

1. YOU ARE ORDERED TO APPEAR AS A WITNESS in this action as follows UNLESS you make a special agreement with the person named in item 3:

a. Date: 12-07-2012	Time: 1:30 PM	Dept: 16
b. Address: 850 Bryant Street, San Francisco, CA 94103		

PLEASE CALL THE ASSISTANT DISTRICT ATTORNEY TO CONFIRM APPEARANCE (415) 734-3108

2. And you are:

a. ordered to appear in person

b. not required to appear in person if you produce the records described in the accompany affidavit in compliance with Evidence Code sections 1560, 1562, and 1271. (1) Place a copy of the records in an envelope (or other wrapper). Enclose your original declaration with the records. Seal them. (2) Attach a copy of this subpoena to the envelope or write on the envelope the case name and date, time, and place from item 1 (the above). (3) Place this first envelope in an outer envelope, seal it, and mail it to the clerk of the court at the address in item 1. (4) Mail a copy of your declaration to the attorney or party shown at top of this form; (5) Please also email a courtesy copy to Laura.Claster@sfgov.org

c. ordered to appear in person and to produce the records described in the accompanied affidavit. The personal attendance of the custodian or other qualified witness and the production of the original records are required by this subpoena. The procedure authorized pursuant to subdivision (b) of section 1560, and sections 1561 and 1562, of the Evidence Code will not be deemed sufficient compliance with this subpoena.

d. ordered to make the original business records described in the accompanying affidavit available for inspection at your business address by the attorney's representative and to permit copying at your business address under reasonable conditions during normal business hours.

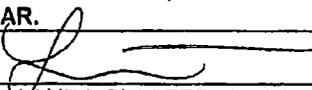
3. IF YOU HAVE ANY QUESTIONS ABOUT THE TIME OR DATE FOR YOU TO APPEAR, OR IF YOU WANT TO BE CERTAIN THAT YOUR PRESENCE IS REQUIRED, CONTACT THE FOLLOWING PERSON BEFORE THE DATE ON WHICH YOU ARE TO APPEAR. PLEASE CALL BEFORE YOU COME TO COURT:

LAURA CLASTER, Assistant District Attorney Telephone number: (415) 734-3108

Witness Fees: You may be entitled witness fees, mileage, or both, in the discretion of the court. Contact the person named in item 3 after your appearance.

DISOBEDIENCE OF THIS SUBPOENA MAY BE PUNISHED BY A FINE, IMPRISONMENT, OR BOTH. A WARRANT MAY ISSUE FOR YOUR ARREST IF YOU FAIL TO APPEAR.

DATE: 11/13/2012


LAURA CLASTER, Assistant District Attorney

DECLARATION FOR SUBPOENA DUCES TECUM

I, Laura Claster, an Assistant District Attorney for the City and County of San Francisco, declare, upon information and belief, that the witness whose name and address are described in the foregoing subpoena may have the following articles or records in his possession or control:

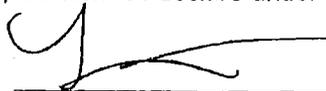
- 1) Subscriber information for ID @robbiedonohoe
- 2) Photos tweeted by ID @robbiedonohoe (between January 1, 2012 – October 31, 2012)
- 3) Mentions of ID @robbiedonohoe (between January 1, 2012 – October 31, 2012)
- 4) Tweets by ID @robbiedonohoe (between January 1, 2012 – October 31, 2012)
- 5) Followers of ID @robbiedonohoe
- 6) Twitter accounts followed by ID @robbiedonohoe,

and, that there is good cause for producing the records or articles before the Court. The records or articles described are relevant and material to the trial of this case for the following reasons:

THIS TWITTER ACCOUNT (@robbiedonohoe) IS THE ACCOUNT OF ROBERT DONOHOE. CHARGES OF RIOTING (Cal. Pen. Code, § 404(a)), ROUTING (§ 406), AND UNLAWFUL ASSEMBLY (§ 407), ARE PENDING AGAINST ROBERT DONOHOE AS WELL AS AGAINST HIS 18 CO-DEFENDANTS, [REDACTED], GABRIELLE SILVERMAN, JAMI WILLIAMS, EDWARD MEDINA, DANTE CANO, MAY YOUNG, BENJAMIN MABIE, LAUREN SMITH, ANDREA ABI-KARAM, LAURA ZELKO, ARIEL GOLAN, DANIEL BASH, ROHT UPADHYA, CAMMI MORGAN, MARIA LEWIS, PAUL MURUFAS, MICHAEL THURMAN, BRYAN MITCHELL. ROBERT DONOHOE, LAUREN SMITH, CAMMI MORGAN, AND DANIEL BASH ARE ALSO CHARGED WITH WEARING A DISGUISE DURING THE COMMISSION OF A CRIME (§ 185).

THIS ACCOUNT MAY CONTAIN COMMUNICATIONS BETWEEN ROBERT DONOHOE AND THE ABOVE-NAMED CO-DEFENDANTS THAT WOULD TEND TO SHOW THAT THERE WAS A CONSPIRACY OR AGREEMENT TO STAGE A RIOT, TO UNLAWFULLY ASSEMBLE, AND TO WEAR A DISGUISE WHILE PARTAKING IN CRIMINAL ACTIVITIES; THUS, THE RECORDS OR LACK THEREOF ARE MATERIAL TO THE CRIMES CHARGED.

Executed on 11/13/2012, at San Francisco, California. I declare under penalty of perjury that the foregoing is true and correct.



LAURA CLASTER

SUBPOENA

GEORGE GASCON District Attorney LAURA CLASTER Assistant District Attorney 850 Bryant Street San Francisco, CA 94103 (415) 734-3108 LAURA.CLASTER@SFGOV.ORG Attorneys for the People of the State of California	FOR COURT USE ONLY
SUPERIOR COURT OF THE STATE OF CALIFORNIA CITY AND COUNTY OF SAN FRANCISCO 850 Bryant Street San Francisco, CA 94103	

THE PEOPLE OF THE STATE OF CALIFORNIA vs. [REDACTED], ET AL.

CRIMINAL SUBPOENA DUCES TECUM	CASE NUMBER 12025923
-------------------------------	----------------------

THE PEOPLE OF THE STATE OF CALIFORNIA, TO: **CUSTODIAN OF RECORDS**
Twitter, Inc.
c/o Trust & Safety
1355 Market Street, Suite 900
San Francisco, CA 94103

1. YOU ARE ORDERED TO APPEAR AS A WITNESS in this action as follows UNLESS you make a special agreement with the person named in item 3:

a.	Date: 12-07-2012	Time: 1:30 PM	Dept: 16
b.	Address: 850 Bryant Street, San Francisco, CA 94103		

PLEASE CALL THE ASSISTANT DISTRICT ATTORNEY TO CONFIRM APPEARANCE (415) 734-3108

2. And you are:

- a. ordered to appear in person
- b. not required to appear in person if you produce the records described in the accompany affidavit in compliance with Evidence Code sections 1560, 1562, and 1271. (1) Place a copy of the records in an envelope (or other wrapper). Enclose your original declaration with the records. Seal them. (2) Attach a copy of this subpoena to the envelope or write on the envelope the case name and date, time, and place from item 1 (the above). (3) Place this first envelope in an outer envelope, seal it, and mail it to the clerk of the court at the address in item 1. (4) Mail a copy if your declaration to the attorney or party shown at top of this form; (5) Please also email a courtesy copy to Laura.Claster@sfgov.org
- c. ordered to appear in person and to produce the records described in the accompanied affidavit. The personal attendance of the custodian or other qualified witness and the production of the original records are required by this subpoena. The procedure authorized pursuant to subdivision (b) of section 1560, and sections 1561 and 1562, of the Evidence Code will not be deemed sufficient compliance with this subpoena.
- d. ordered to make the original business records described in the accompanying affidavit available for inspection at your business address by the attorney's representative and to permit copying at your business address under reasonable conditions during normal business hours.

3. IF YOU HAVE ANY QUESTIONS ABOUT THE TIME OR DATE FOR YOU TO APPEAR, OR IF YOU WANT TO BE CERTAIN THAT YOUR PRESENCE IS REQUIRED, CONTACT THE FOLLOWING PERSON BEFORE THE DATE ON WHICH YOU ARE TO APPEAR. PLEASE CALL BEFORE YOU COME TO COURT:

LAURA CLASTER, Assistant District Attorney Telephone number: (415) 734-3108

Witness Fees: You may be entitled witness fees, mileage, or both, in the discretion of the court. Contact the person named in item 3 after your appearance.

DISOBEDIENCE OF THIS SUBPOENA MAY BE PUNISHED BY A FINE, IMPRISONMENT, OR BOTH. A WARRANT MAY ISSUE FOR YOUR ARREST IF YOU FAIL TO APPEAR.

DATE: 11/13/2012


LAURA CLASTER, Assistant District Attorney

DECLARATION FOR SUBPOENA DUCES TECUM

I, Laura Claster, an Assistant District Attorney for the City and County of San Francisco, declare, upon information and belief, that the witness whose name and address are described in the foregoing subpoena may have the following articles or records in his possession or control:

- 1) Subscriber information for **ID @laurenriot**
- 2) Photos tweeted by **ID @laurenriot** (between January 1, 2012 – October 31, 2012)
- 3) Mentions of **ID @laurenriot** (between January 1, 2012 – October 31, 2012)
- 4) Tweets by **ID @laurenriot** (between January 1, 2012 – October 31, 2012)
- 5) Followers of **ID @laurenriot**
- 6) Twitter accounts followed by **ID @laurenriot**,

and, that there is good cause for producing the records or articles before the Court. The records or articles described are relevant and material to the trial of this case for the following reasons:

THIS TWITTER ACCOUNT (@laurenriot) IS THE ACCOUNT OF LAUREN SMITH. CHARGES OF RIOTING (Cal. Pen. Code, § 404(a)), ROUTING (§ 406), AND UNLAWFUL ASSEMBLY (§ 407), ARE PENDING AGAINST LAUREN SMITH AS WELL AS AGAINST HER 18 CO-DEFENDANTS, [REDACTED], GABRIELLE SILVERMAN, JAMI WILLIAMS, EDWARD MEDINA, DANTE CANO, MAY YOUNG BENJAMIN MABIE, ROBERT DONOHOE, ANDREA ABI-KARAM, LAURA ZELKO, ARIEL GOLAN DANIEL BASH, ROHT UPADHYA, CAMMI MORGAN, MARIA LEWIS, PAUL MURUFAS, MICHAEL THURMAN, BRYAN MITCHELL. LAUREN SMITH, CAMMI MORGAN, ROBERT DONOHOE, AND DANIEL BASH ARE ALSO CHARGED WITH WEARING A DISGUISE DURING THE COMMISSION OF A CRIME (§ 185).

THIS ACCOUNT MAY CONTAIN COMMUNICATIONS BETWEEN LAUREN SMITH AND THE ABOVE NAMED CO-DEFENDANTS THAT WOULD TEND TO SHOW THAT THERE WAS A CONSPIRACY OF AGREEMENT TO STAGE A RIOT, TO UNLAWFULLY ASSEMBLE, AND TO WEAR A DISGUISE WHILE PARTAKING IN CRIMINAL ACTIVITIES; THUS, THE RECORDS OR LACK THEREOF ARE MATERIAL TO THE CRIMES CHARGED.

Executed on 11/13/2012, at San Francisco, California. I declare under penalty of perjury that the foregoing is true and correct.


LAURA CLASTER