

Film No.

File No.

SEARCH WARRANT

In the Matter of

Yahoo! Inc.

Date Issued

2-8-2007

Time Issued
4:15 PM

AM PM

Name of Applicant

Inv A. M. Sternberg WCSO

Name of Additional Affiant

Name of Additional Affiant

RETURN OF SERVICE

I Certify that this Search WARRANT was received and executed as follows:

Date Received

2-8-2007

Time Received
4:15 PM

AM PM

Date Executed

2-8-2007

Date and Time of Return
2-12-07 11:50a

I made a search of Yahoo! Inc.

as commanded.

seized the items listed on the attached inventory

I did not seize any items.

This warrant was not executed within 48 hours of the date of issuance and I hereby return it not executed

Signature of Officer Making Return

[Signature]
Department or Agency of Officer
Wake County Sheriff's Office

STATE OF NORTH CAROLINA
WAKE County

In the General Court of Justice
District Court Division

To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant:

I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.

You are commanded to search the premises, vehicle, person, and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.

You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.

This Search Warrant is issued upon information furnished under oath by the person or persons shown.

This Search Warrant was returned to me on the date and time shown below

Date
2/12/07

Signature
[Signature]

Time
11:50 AM

Date

Signature

Feb 8, 2007
Inv A. M. Sternberg

Deputy CSC Asst. CSC Clerk of Superior Court

Magistrate District Ct. Judge Superior Ct. Judge

Deputy CSC Asst. CSC Clerk of Superior Court

APPLICATION FOR SEARCH WARRANT

I, Investigator A. M. Sternberg Wake County Sheriff's Office Criminal Investigations Division
(Insert name and address; or if law enforcement officer, name, rank and agency)

being duly sworn, request that the court issue a warrant to search the person, place, vehicle, and other items described in this application and to find and seize the property and person described in this application. There is probable cause to believe that see the attachment

(Describe property to be seized; or if search warrant is to be used for searching a place

to serve an arrest warrant or other process, name person to be arrested)

constitutes evidence of a crime and the identity of a person participating in a crime,

Murder NCGS 14-17

, and is located

(Name Crime)

(check appropriate box(es) and fill-in specified information)

in the following premises

(Give address and, if useful, describe premises)

(and)

on the following person(s)

(Give name(s) and, if useful, describe person(s))

(and)

in the following vehicle(s)

(Describe vehicle(s))

(and)

see the attachment

(Name and/or describe other places or items to be searched, if applicable)

The applicant swears to the following facts to establish probable cause for the issuance of a search warrant:

See the attachment

H

SWORN AND SUBSCRIBED TO BEFORE ME

Date

Feb. 8, 2007

Signature

Donald W. Stephens

Page 2 of 2

Signature of Applicant

Deputy CSC Asst. CSC Clerk of Superior Court Mag. Judge

In addition to the affidavit included above, this application is supported by additional affidavit(s) attached, made by

In addition to the affidavit included above, this application is supported by sworn testimony, given by

This testimony has been (check appropriate box) reduced to writing tape recorded and I have filed each with the Clerk.

H If a continuation is necessary, continue the statement on an attached sheet of paper with a notation saying "see attachment." Date the continuation and include on it the signatures of the applicant and issuing official.

In the Matter of: Yahoo Records relating to _____ @yahoo.com and

Continuation of: Constitutes evidence of a crime and the identity of a person participating in a crime;

Murder NCGS § 14-17

Continuation of: Description of Property to be Seized;

Records and electronic storage information, texts of email relating to the *Yahoo! Inc.* account _____ yahoo.com / in the possession of *Yahoo! Inc.*; to include date of opening of accounts; date of closing of accounts, if applicable; personal data used to open the account; user name(s); Instant Message user ID; any other email account addresses associated with the accounts. Also, the texts, content and headers of any and all emails and text messages still on the accounts in the *Yahoo! Inc.* system for the above accounts including saved emails, opened emails; unopened emails; deleted emails; descriptions of folders; stored or archived email attachments; returned emails as may be saved; and archived emails. Any available IP data on logins and email traffic activity that may still be retained in company computer systems, to include exact date/time/time zone of capturing servers. Names and descriptions of any *Yahoo! Inc.* companion module accounts and services for youngpack and _____ including but not limited to My Yahoo! Content; News and Sports. Search keywords gathered by *Yahoo! Inc.* associated with this account. Details on any financial transactions done through these accounts. Cookie text file code data associated with this account. Internal *Yahoo! Inc.* marketing and data mining information showing interests and activities of this accountholder.

Continuation of: Description of Items to be Searched;

Yahoo accounts _____ @yahoo.com / and *Yahoo! Inc.* recordkeeping and electronic data storage systems as may contain the above described items. Due to the nature of the Internet, *Yahoo! Inc.* conducts business with customers anywhere in the world they may wish to access company services. Evidence described below shows the association of the *Yahoo! Inc.* account at issue with a Wake County address of 5108 Birchleaf Drive Raleigh, NC.

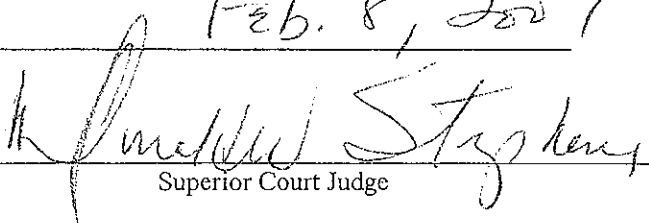
Continuation of: Probable Cause;

This affiant, Investigator Alfred Sternberg, has been in law enforcement for eighteen and a half years. I am currently assigned to the Wake County Sheriff's Office Investigations Division. This unit investigates murders, rapes, frauds, computer crimes, arsons and violent crimes. During the course of my employment as a law enforcement officer, I have been trained in these areas of investigation, crime scene searches and arrest of criminals that are involved in such crimes. I have further additional specialized experience and knowledge in a number of criminal investigation subjects relating to the below-described issues, including complex financial crime cases, document searches and analysis, and certain types of Internet issues.

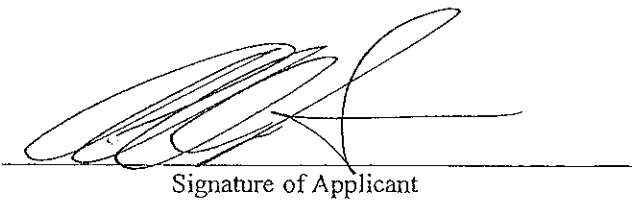
Michelle Marie Fisher Young was found brutally murdered on November 3, 2006 in her home at 5108 Birchleaf Drive Raleigh, NC in Wake County. The murder investigation team is engaged in an ongoing process of attempting to reconstruct events leading up to the murder, the time period of the murder itself, and the events in the aftermath. Such reconstruction necessarily involves the laborious exercise of exploration and study of traces of activities of the life of the victim as well as her relationships with other people and activities of those other persons. *Jason Lynn Young* is the victim's husband. Wake County Sheriff's investigators have attempted to interview *Jason Lynn Young*; he has been

SWORN AND SUBSCRIBED TO BEFORE ME

DATE Feb. 8, 2007



Superior Court Judge



Signature of Applicant

In the Matter of: Yahoo Records relating to(@yahoo.com and

uncooperative in the murder of his own wife other than responding to service of a Non-Testimonial Identification Order and the briefest conversation where he referred us to his attorney. We have been forced to investigate the murder around this lack of cooperation and without *Jason Lynn Young's* assistance.

I have previously made study of open source public information on debates of Internet privacy issues. I have working experience with *Yahoo! Inc.* email and other services modules such as My Yahoo! There is sufficient material on the Internet about privacy issues that when I made a www.google.com search for 'cookie files put on my computer by websites' on 2-6-2007, Google pulled in excess of one million web pages on the topic. An explanation for how cookies work and what they are used for may be found at <http://www.wisegeek.com/what-are-computer-cookies.htm> and is attached to this application.

From my study, I know that large publicly traded companies such as *Yahoo! Inc.* are not in business to simply provide 'free' services such as email. Some loss of privacy is the trade-off cost to the customer. *Yahoo! Inc.* vigorously uses technology to get some tangible return on these service offerings.

On 2-6-2007 I visited <http://info.yahoo.com/privacy/us/yahoo/details.html> and found the following open source declarations of what information this company gathers on customers and how it does so (excerpted):

Information Collection and Use

General

- Yahoo! collects personal information when you register with Yahoo!, when you use Yahoo! products or services, when you visit Yahoo! pages or the pages of certain Yahoo! partners, and when you enter promotions or sweepstakes. Yahoo! may combine information about you that we have with information we obtain from business partners or other companies.
- When you register we ask for information such as your name, email address, birth date, gender, ZIP code, occupation, industry, and personal interests. For some financial products and services we might also ask for your address, Social Security number, and information about your assets. When you register with Yahoo! and sign in to our services, you are not anonymous to us.
- Yahoo! collects information about your transactions with us and with some of our business partners, including information about your use of financial products and services that we offer.
- Yahoo! automatically receives and records information on our server logs from your browser, including your IP address, Yahoo! cookie information, and the page you request.
- Yahoo! uses information for the following general purposes: to customize the advertising and content you see, fulfill your requests for products and services, improve our services, contact you, conduct research, and provide anonymous reporting for internal and external clients.

Cookies

SWORN AND SUBSCRIBED TO BEFORE ME

page 2

DATE

Feb. 8, 2007

W. Donald Stephens
Superior Court Judge

[Signature]
Signature of Applicant

In the Matter of: Yahoo Records relating to @yahoo.com and

- Yahoo! may set and access Yahoo! cookies on your computer.
- Yahoo! lets other companies that show advertisements on some of our pages set and access their cookies on your computer. Other companies' use of their cookies is subject to their own privacy policies, not this one. Advertisers or other companies do not have access to Yahoo!'s cookies.
- Yahoo! uses web beacons to access Yahoo! cookies inside and outside our network of web sites and in connection with Yahoo! products and services.

Wake County Sheriff's Office investigators have obtained search warrants to search *Jason Lynn Young's* Ford Explorer as well as the 5108 Birchleaf Drive Raleigh NC location. A search warrant was also obtained for the search and seizure of the electronic contents of *Jason Lynn Young's* laptop computer. Special Agent E. M. Smith of the North Carolina State Bureau of Investigation examined this machine. Agent Smith sent a report to our agency of his findings. I reviewed this report on 2-6-2007.

I made some analysis and study of documents and other items seized from the Ford Explorer. One of these documents was a luggage tag bearing the name *Jason Young*; his home address of 5108 Birchleaf Drive Raleigh, phone number; and an email address @yahoo.com.

Agent Smith's report and printouts of his analysis included some references, time stamps, and date stamps for yahoo.com visits and usage done through *Jason Lynn Young's* laptop. These included logins and use of *Yahoo! Inc.* services, email, and content modules on November 2 and 3 2006, as well as use prior to these dates. I noted modules for Yahoo Mail, News, and Sports. His analysis printouts showed the association of the email account @yahoo.com.

Continuation of: Conclusion;

It is expected that, based upon the findings of Jason Lynn Young's linkage to the @yahoo.com account and the existence of *Yahoo! Inc.* public declarations of customer information it collects, that this company will be in possession of the kinds of evidence items listed above. This information is expected to materially aid the affiant in reconstruction of the events leading up to the time of the crime, the crime itself, and events in the aftermath.

Based upon my training and experience, it is believed the preceding facts establish probable cause to believe the above described items will be found and will aid in identifications that will assist in identifying the person or persons responsible for the crime of Murder NCGS 14-17 for the death of the victim. For these reasons, your affiant respectfully requests this warrant.

SWORN AND SUBSCRIBED TO BEFORE ME

page 3

DATE

Feb. 8, 2007

Donald W. Stephens
Superior Court Judge

[Signature]
Signature of Applicant



What are Computer Cookies?

Ads by Google

- **Cookie Cleaner**
Clean up Spyware w/EarthLink's Guaranteed Service.
See Details.
- **Clean Windows XP**
Clean out Windows XP in Minutes! 100% Free XP
Cleaning Download
- **Need to Clean Computer?**
Free Download of Computer Clean Up Tool. Safe &
100% Guaranteed.
- **Find Duplicate Files?**
Don't Download Any Registry Cleaner Until You Read
What We Found Out.

A computer cookie is a small text file which contains a unique ID tag, placed on your computer by a website. The website saves a complimentary file with a matching ID tag. In this file various information can be stored, from pages visited on the site, to information voluntarily given to the site. When you revisit the site days or weeks later, the site can recognize you by matching the cookie on your computer with the counterpart in its database.

There are two types of cookies: temporary and permanent.

Temporary cookies, also called

session cookies, are stored temporarily in your browser's memory and are deleted as soon as you end the session by closing the browser. Permanent cookies, also called persistent cookies, are stored permanently on your computer's hard drive and, if deleted, will be recreated the next time you visit the sites that placed them there.

Cookie technology addressed the need to keep track of information entered at a site so that if you submitted a registration form for example, the site could associate that information with you as you traveled through the site's pages. Otherwise, every time you clicked on a different page in the site, establishing a new connection, the site would lose the information in reference to you, and would have to ask you for it again.

A temporary cookie solved this problem in the short term by setting aside a little bit of your browser's memory to make a "folder" to save information for you. But temporary cookies were lost as soon as you closed your browser. You were not recognized on subsequent visits.

Persistent cookies solved this problem. They allowed a site to recognize you permanently by transferring a text file to your computer with a unique ID tag, matching a complimentary file on the server. Now cookies could persist for years.

Both temporary and permanent cookies can be used for many helpful purposes. Automatic registration log-on, preserving website preferences, and saving items to a shopping cart are all examples of cookies put to good use.

But permanent cookies resulted in unanticipated uses as well.

Many websites began keeping track of when an individual visited, what pages were viewed, and how long the visitor stayed. This information was stored in the visitor's cookie. When he returned, the log of previous visits to the site was immediately known, and the new visit was added to his log. If the visitor ever offered personal information at the site, his real identity, address and other personal information was associated with the anonymous ID tag. Website profiling was born.

Marketers had an even more unique advantage. A given marketer may have advertising rights on several hundred or even many thousands of the most popular websites. In this way the marketer can pass cookies to surfers on countless sites, then recognize a surfer's unique ID tag whenever he or she visits one of their affiliated sites. In this way the marketer can track someone across the web, from site to site, logging a comprehensive profile of the individual's surfing habits over a period of months and even years. Sophisticated profiling programs then sort the data provided by the cookie to categorize the target in several different areas, based on statistical data. Gender, race, income level, political leanings, religious affiliation and even sexual orientation can all be determined with various degrees of accuracy through cookie profiling. Much depends on how much a person surfs, and where they choose to go online.

As a result of public outcry in response to surreptitious profiling, cookie controls were placed in post 3.x browsers to allow users to turn cookies off -- options that were not available in 1995 when permanent cookie technology was first embedded into browsers without public awareness or knowledge of how they could be used. Third-party cookies often have their own controls, as they are normally cookies placed by marketers that are used for profiling.

Cookie controls also allow user-created lists for exceptions, so that one can turn cookies off, for example, but exempt sites where cookies are put to a useful purpose.

The name "cookie" comes from fortune cookie, because of the hidden information inside.

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address _____

STATE OF NORTH CAROLINA

File No.

Wake County

In The General Court Of Justice
 District Superior Court Division

IN THE MATTER OF:

Name

Yahoo! Inc. yahoo.com

INVENTORY OF SEIZED PROPERTY

Date Of Search

2-8-2007

G.S. 15A-254, -257

I, the undersigned officer, executed a search of:

Person, Place Or Vehicle Searched

Yahoo! Inc. yahoo.com

This search was made pursuant to

a search warrant issued by: Superior Ct. Judge Donald Stephens

a consent to search given by:

other legal justification for the search:

The following items were seized:


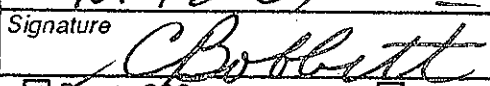
packet of material relating to above account.

Seized Items Continued:

- I am leaving a copy of this inventory with the person named below, who is:
 - the owner of the place searched.
 - the owner of the vehicle searched.
 - the person in apparent control of the place searched.
 - the person in apparent control of the vehicle searched.
 - the person from whom the items were taken.
- As no person was present, I am leaving a copy of this inventory: *sent via US mail*
 - in the place searched, identified on the reverse.
 - in the vehicle searched, identified on the reverse.

Name And Address Of Person To Whom A Copy Of This Inventory Was Delivered
Tracy Jones School Tr. Compliance Team
701 First Avenue Sunnyvale, CA 94089

The law enforcement agency identified below will hold the seized property subject to court order.

SWORN AND SUBSCRIBED TO BEFORE ME	Signature Of Law Enforcement Officer 
Date <i>12-12-07</i>	Title Of Law Enforcement Officer <i>Deputy Sheriff Sr. Investigator</i>
Signature 	Name And Address Of Agency <i>Wake County Sheriff's Office</i> <i>PO Box 550 Raleigh NC 27602</i>
<input checked="" type="checkbox"/> Deputy CSC <input type="checkbox"/> Clerk Of Superior Court	<input type="checkbox"/> Assistant CSC <input type="checkbox"/> Magistrate

ACKNOWLEDGMENT OF RECEIPT

I, the undersigned, received a copy of this inventory.

Date	Signature Of Person Receiving Inventory
------	---