



THE COMMONWEALTH OF MASSACHUSETTS  
OFFICE OF THE ATTORNEY GENERAL

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BOSTON, MASSACHUSETTS 02108

MARTHA COAKLEY  
ATTORNEY GENERAL

(617) 727-2200  
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April 17, 2013

Kade Crockford  
ACLU of Massachusetts  
211 Congress Street, 3<sup>rd</sup> Floor  
Boston, MA 02110

**Re: Your Public Records Request**

Dear Ms. Crockford:

This letter is in response to your public records request made pursuant to the Massachusetts Public Records Law, G.L. c. 66, § 10. In a letter dated and received by this Office on April 4, 2013, you requested copies of records held by the Office of the Attorney General (AGO), specifically the following:

1. Any written description of the procedure for approval of the issuance of an administrative subpoena pursuant to the provisions of § 17B;
2. A sample of the form of a § 17B administrative subpoena used by the [O]ffice of the [A]ttorney [G]eneral;
3. Records showing the number of § 17B administrative subpoenas issued by the [A]ttorney [G]eneral in each year for the years 2011, 2012 and 2013;
4. Records showing the particular offenses or category of offenses which were the subject of "ongoing criminal investigations" justifying the issuance of a § 17B administrative subpoena in each year for the years 2011, 2012 and 2013 and the number of such subpoenas issued for each offense or category of offense;
5. Records showing whether in any case the recipient of a § 17B administrative subpoena was requested not to disclose, whether to the subject of the records or to anyone else, that a subpoena for his records had been received;
6. Records showing whether notice of any § 17B administrative subpoena was provided to the person or entity who is the subject of the records;
7. Records showing the names of the common carriers or service providers to whom a § 17B administrative subpoena was issued by the [O]ffice of the [A]ttorney [G]eneral and the number of such subpoenas issued to each in each year for the years 2011, 2012 and 2013;
8. Any motions to quash a § 17B subpoena which have been filed since January 2011; and
9. Records showing the name and court docket number of any case in which a motion to suppress evidence obtained as a result of a § 17B subpoena has been filed.



Kade Crockford  
April 17, 2013  
page 2

Please be advised that we are in the process of identifying records that may be responsive to your request and subject to disclosure under the public records law, G.L. c. 66, § 10 and G.L. c. 4, § 7, cl. 26. You will be notified as soon as possible of the results of our search, and whether there is a cost associated with providing you with responsive records that are not otherwise exempt from disclosure.

Very truly yours,

A handwritten signature in black ink, appearing to read "Lorraine A. G. Tarrow", with a long horizontal flourish extending to the right.

Lorraine A. G. Tarrow  
Assistant Attorney General  
General Counsel's Office