



U.S. Department of Justice

*United States Attorney
District of New Jersey*

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973-645-2700

February 19, 2016

VIA FEDEX

Lawrence S. Lustberg, Esq.
Gibbons P.C.
One Gateway Center
Newark, NJ 07102-5310

Re: United States v. Keila Ravelo, Crim. No. 15-576

Dear Mr. Lustberg:

I have been assigned to serve as the "filter" Assistant United States Attorney in the above-captioned matter to ensure that the prosecution team does not receive information that is protected by privilege doctrines. To that end, I am producing to you the following items, pursuant to Rule 16(a) of the Federal Rules of Criminal Procedure and the Court's Standing Discovery Order:

1. One harddrive containing two productions:

- a. One production contains documents that the government received from the law firm of Hunton & Williams LLP, Bate-Stamped HW2-000001 through HW2-005496 and HW2_005497 through HW2_007350;
- b. The other production is labeled "Vol001.zip," which contains the user-generated content retrieved from the cellular telephone that was the subject of a search warrant in this case - a black and silver iPhone with the Model No. A1533 and the IMEI No. 013850001358913 (the "Seized Cell Phone"). Such content includes emails, text messages, contact list, and user-generated photographs. The content retrieved from the cellular telephone has been Bate-Stamped RAVELOTR-

0000001 through RAVELOTR-0090023 for the convenience of the parties.

2. Five discs, each one labeled "N2 Archive, Supp. 12/29/15, C3-15-0022, Ravelo, Keila," which contain Encase Logical Forensic Images that authenticate the report files contained in the harddrive production pertaining to the raw data of the Seized Cell Phone.
3. One disc labeled "JAM Report and File, C3-15-0022, Ravelo, Keila," which contains the files of what is commonly referred to as "MD5 Hashes" to verify the integrity of the raw data of the Seized Cell Phone.

I propose the following procedure in an effort to streamline the discovery process and to ensure fairness to the defense and the prosecution team. On or prior to March 18, 2016, defense counsel shall notify me whether defense counsel is claiming that any of the produced items are privileged. If defense counsel is claiming a privilege, defense counsel shall provide a privilege log which identifies the items by the specific Bates-Stamps, describes the content of the items, and sets forth the grounds for the claimed privilege. I will then disclose to the prosecution team those items which are not identified in the privilege log provided by the defense. Within 15 days after the privilege log has been produced to me, defense counsel and I should meet and confer to discuss whether a consensus can be reached concerning the privileged nature of the items identified in the privilege log. Then, if a consensus cannot be reached, we can request a hearing so that the Court may consider our respective positions.

Please let me know whether you agree with the proposed procedure and whether you have any questions or comments. You may reach me at 973-645-2883.

Very truly yours,

PAUL J. FISHMAN
United States Attorney



By: José R. Almonte
Assistant United States Attorney