

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA	:	
	:	CRIMINAL NO. 21-cr-502-CKK
v.	:	
	:	
DANIEL CHRISTMANN	:	
	:	
Defendant.	:	

**STIPULATION REGARDING RETURN OF DIGITAL DEVICES
AND ELECTRONICALLY STORED INFORMATION**

The United States of America and Defendant Daniel Christmann (“Defendant”) hereby agree and stipulate as follows:

RECITALS

1. On or about July 28, 2021, pursuant to a court-authorized search warrant in Case No. 21-MJ-865 from the Eastern District of New York, government agents seized certain digital devices and electronically stored information from Defendant’s residence and/or person.

2. Defendant has requested the return of the following specified digital devices and electronically stored information (the “Digital Media”) as well as one physical item:

- LG Cell Phone IMEI # 354017070581489
- Samsung Galaxy S10+ IMEI #352688100516463
- LG Cell Phone IMEI #354017070492323
- Motorola One 5G Ace (212-470-2770) IMEI #355573111167299
- HP Laptop with charging cable S/N: BCG7510717
- Samsung Galaxy S8 IMEI #357722050948163
- ASUS Tablet Model: ASUS_P00J IMEI # 357185080177270
- Samsung Galaxy S10+ IMEI # 357332100230685
- Blue and White Adidas Shoes

3. The government has created an exact and accurate image (the "Image") of each of the Digital Media and physical item specified in paragraph 2 by performing an extraction for the purpose of searching the Image and by taking forensic photographs of the physical item.

4. The government intends to use materials discovered as a result of its search(es) as evidence in the pending and ongoing investigation and prosecution including, possibly, introducing those materials into evidence at trial or other proceedings.

STIPULATION

Accordingly, the parties AGREE and STIPULATE as follows:

1. The Images are accurate duplicates of the Digital Media and physical item and were created using reliable methods and Defendant waives the right to object to the admissibility of the Images of the Digital Media and physical item and the right to question witnesses or make arguments concerning the reliability of the methods used to create the Images.

2. The government will retain, and upon request will provide to defense counsel, the Images extracted from the Digital Media and of the physical item.

3. The Digital Media and physical item will be returned to Defendant or defense counsel, as requested by defense counsel.

4. The government will retain the Images of the Digital Media and photographs of the physical item, including all evidence thereon, for use at trial and any other proceedings in this matter.

5. The Images of the Digital Media and physical item and/or any other copies are "admissible [into evidence] to the same extent as the original," within the meaning of Federal Rule of Evidence 1003.

6. The government may continue to examine the Images for materials identified in the Search Warrant consistent with the terms of the Search Warrant.

7. Defendant retains the right to challenge the Search Warrant and move to suppress the Images of the Digital Media and physical item pursuant to Fed. R. Crim. P. 41(h).

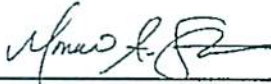
So stipulated.

Respectfully submitted and agreed,

CHANNING D. PHILLIPS
ACTING UNITED STATES ATTORNEY
D.C. Bar Number 415793

Date: 09/13/2021

By:



Monica A. Stump
Assistant United States Attorney
555 4th Street, N.W.
Washington, D.C. 20530

Date:

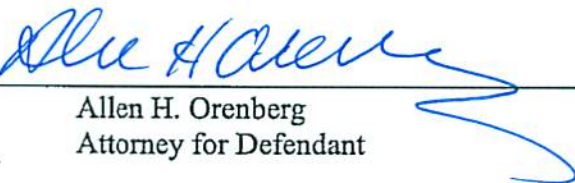
9/14/2021



Daniel Christmann
Defendant

Date:

September 14, 2021



Allen H. Orenberg
Attorney for Defendant