

U.S. DISTRICT COURT
DISTRICT OF NEVADA
FILED

JUL 31 2006

CLERK, U.S. DISTRICT COURT

BY _____ DEPUTY

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA
RENO, NEVADA

IN THE MATTER OF THE)
SEARCH OF:)

3:06-CV-0263-BES-VPC

The Residence Located at 12720)
Buckthorne Lane, Reno, Nevada,)
and Storage Units 136, 140, 141,)
142, and 143, Double R Storage,)
888 Maestro Drive, Reno, Nevada.)

SEALED
MINUTES OF PROCEEDINGS

DATED: July 31, 2006

PRESENT: THE HONORABLE VALERIE P. COOKE, MAGISTRATE JUDGE

Deputy Clerk: Lisa Mann Court Reporter: Margaret Griener

Counsel for Petitioner(s): Paul Pugliese

Counsel for Respondent(s): Michael Flynn, Eric Pulver, and Carla Dimmare

PROCEEDINGS: CONTINUED SEALED EVIDENTIARY HEARING

9:17 a.m. Court convenes.

The Court addresses the parties regarding the sequence of events in this matter regarding the continuance of this hearing from the June 29, 2006 sealed evidentiary hearing.

The Court indicates for the record that it is in receipt of the following documents: (1) a subpoena in a civil case with an attached affidavit to the custodian of records for eTreppid from the law firm of Logar and Pulver; (2) a copy of a letter to Logar and Pulver from Jerry Snyder from the office of Hale, Lane, et al., objecting to the subpoena; (3) and a summary of evidence from the movants.

The parties present arguments regarding the issues requested in the subpoena in a civil case and attached affidavit served by the law office of Logar and Pulver.

10:48 a.m. Court recesses.

11:04 a.m. Court reconvenes.

In the Matter of the Search of: The Residence Located at
12720 Buckthorne Lane, Reno, Nevada, and Storage Units
136, 140, 141, 142, and 143, Double R Storage, 888 Maestro
Drive, Reno, Nevada.

3:06-CV-0263-BES-VPC

July 31, 2006

Page 2

The parties continue their argument regarding the information requested in the subpoena in a civil case and attached affidavit served by the law firm of Logar and Pulver.

The Court advises the parties that the Court will review the government's objections to the subpoena, and to the extent such request's remain regarding the subpoena, the Court will establish a protocol by which eTreppid will be allowed to file an opposition and/or a motion to quash subpoena, allowing eTreppid an opportunity to be heard on this matter.

11:28 a.m. Special Agent, Michael West is sworn and continues examination by Mr. Flynn.

11:58 a.m. Court recesses.

1:40 p.m. Court reconvenes.

Mr. Flynn continues examination of Special Agent, Michael West.

3:07 p.m. Court recesses.

3:19 p.m. Court reconvenes.

Mr. Flynn continues examination of Special Agent, Michael West.

Mr. Flynn concludes his examination of Special Agent, Michael West.

The Court advises the parties to contact Deputy Clerk, Lisa Mann to arrange a date and time for a continuance of this hearing to allow counsel for respondent to cross-examine Special Agent, Michael West, and complete this evidentiary hearing.

5:07 p.m. Court adjourns.

LANCE S. WILSON, CLERK

By: /s/
Lisa Mann, Deputy Clerk