the iPhones are locked.  This Application seeks an order requiring Apple to use any such

capability, so as to assist agents in complying with the search warrant.

## DISCUSSION

The All Writs Act provides that "[t]he Supreme Court and all courts established by Act of

Congress may issue all writs necessary or appropriate in aid of their respective jurisdictions and

agreeable to the usages and principles of law." 28 U.S.C. § 1651(a).  As th[]he 73

The requested order would enable agents to comply with this Court's warrant commanding that the iPhones be examined for evidence identified by the warrant.  Examining the iPhones without Apple's assistance, if it is possible at all, would require significant resources and may harm the iPhones.  Moreover, the order is not likely to place any unreasonable burden on Apple.

<div style="margin-left: 50%;">

Respectfully submitted,

/s/Seth B. Kosto
SETH B. KOSTO
Assistant United States Attorney

</div>

February 19, 2014
Boston, Massachusetts

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

IN RE ORDER REQUIRING APPLE, INC.
TO ASSIST IN THE EXECUTION OF A
SEARCH WARRANT ISSUED BY THIS
COURT

Case No. 14-7063 (JCB)

**ORDER**

Before the Court is the Government's motion for an order requiring Apple, Inc.

("Apple") to assist law enforcement agents in the search of two Applie iPhones.  Upon

consideration of the motion, and for the reasons stated therein, it is hereby

ORDERED that Apple assist law enforcement agents in the examination of two Apple

iPhones ("the Devices").   The Devices are iPhone 5s.  The first iPhone bears model number

A1429, FCC ID number BCG-E2599A, ICID number 579C-E2610A, and IMEI number

990002834730887.  The second iPhone bears model number A4128, FCC ID BCC-E2599A,

ICID number 579C-E2599A, and IMEI number 013437000168020, acting in support of a search

warrant issued separately by this Court;

FURTHER ORDERED that Apple shall provide reasonable technical assistance to enable

law enforcement agents to obtain access to unencrypted data ("Data") on the Devices.

FURTHER ORDERED  that, to the extent that data on the Devices is encrypted, Apple

may provide a copy of the encrypted data to law enforcement, but Apple is not required to

attempt to decrypt, or otherwise enable law enforcement's attempts to access any encrypted data;

FURTHER ORDERED that Apple's reasonable technical assistance may include, but is

not limited to, bypassing the Devices users' passcode(s) so that the agents may search the

Devices, extracting data from the Devices and copying the data onto an external hard drive or

other storage medium that law enforcement agents may search, or otherwise circumventing the

Devices' security systems to allow law enforcement access to Data and to provide law

enforcement with a copy of encrypted data stored on the Devices;

FURTHER ORDERED that although Apple shall make reasonable efforts to maintain the