



# COMMONWEALTH of VIRGINIA

Office of the Attorney General

Kenneth T. Cuccinelli, II  
Attorney General

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800-828-1120  
7-1-1

December 14, 2011

## VIA U.S. MAIL AND EMAIL

The Honorable G. Paul Nardo, Clerk  
House of Delegates of Virginia  
P.O. Box 406  
Richmond, VA 23218

**RE: Virginia Code § 19.2-70**

Dear Mr. Nardo:

I write pursuant to Virginia Code § 19.2-70 to provide a supplemental report on intercept activity in 2010 and notification of intercept activity in 2011. In supplementing my letters of December 29, 2010, and April 6, 2011, I report that the Commonwealth obtained a conviction for murder against one defendant in Orange County Circuit Court related to the two granted applications in 2010. The defendant is awaiting sentencing.

In addition, I report that, in 2011, an application for an intercept of communications to and from a wireless telephone and an application for an extension of that intercept were made to a circuit court judge. The court granted each application, which were part of a single investigation and involved one cellular telephone number. At this time, one arrest has been made, but no trial has been held. The cost associated with the intercept was \$104,221.

I will further supplement this report to provide information about any convictions when such information becomes available.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "T. K. Johnstone IV".

Thomas K. Johnstone, IV  
Assistant Attorney General  
Computer Crime Section



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## VIA U.S. MAIL AND EMAIL

The Hon. Susan Clarke Schaar, Clerk  
Senate of Virginia  
P.O. Box 396  
Richmond, VA 23218

**RE: Virginia Code § 19.2-70**

Dear Ms. Schaar:

I write pursuant to Virginia Code § 19.2-70 to provide a supplemental report on intercept activity in 2010 and notification of intercept activity in 2011. In supplementing my letters of December 29, 2010, and April 6, 2011, I report that the Commonwealth obtained a conviction for murder against one defendant in Orange County Circuit Court related to the two granted applications in 2010. The defendant is awaiting sentencing.

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