

FILED
OCT 17 2014
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

1 MELINDA HAAG (CABN 132612)
2 United States Attorney

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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

EJD

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 KRISTIN NYUNT,

15 Defendant.

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CASE NO. **CR 14 00530 PSG**
VIOLATIONS: 18 U.S.C. §§ 2511(1)(a) and 4(a)—
Interception of Communications; 18 U.S.C. §
2512(1)(b)—Possession of Interception Device
Transported in Interstate Commerce
SAN JOSE VENUE

18 INFORMATION

19 The United States Attorney charges:

20 COUNT ONE: (18 U.S.C. § 2511(1)(a) and 4(a)—Interception of Communications)

21 From in or about 2010 to in or about 2012, in the Northern District of California and elsewhere,
22 the defendant,

23 KRISTIN NYUNT,

24 intentionally intercepted and endeavored to intercept, contemporaneously with transmission, the
25 contents of wire, oral, and electronic communication, including sensitive law enforcement
26 communication, by means of electronic and mechanical devices including spy software defendant
27 secretly installed on the mobile phone of a police officer.
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INFORMATION

1 All in violation of Title 18, United States Code, sections U.S.C. 2511(1)(a) and (4)(a).

2 COUNT TWO: (18 U.S.C. § 2512(1)(b)--Possession of Interception Device Transported in Interstate
3 Commerce)

4 From in or about 2010 to in or about 2012, in the Northern District of California and elsewhere,
5 the defendant,


6 KRISTIN NYUNT,

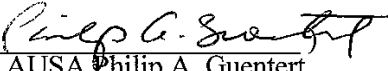
7 possessed devices, namely spy software including Mobistealth, StealthGenie, and mSpy, knowing and
8 having reason to know that the design of such devices renders them primarily useful for the purpose of
9 the surreptitious interception of wire, oral, and electronic communications, which devices were
10 transported in interstate commerce.

11 All in violation of Title 18, United States Code, § 2512(1)(b).

12 DATED: 10/2/14

MELINDA HAAG
United States Attorney

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16 JEFFREY D. NEDROW
Assistant United States Attorney

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18 (Approved as to form: 
19 AUSA Philip A. Guentert

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INFORMATION

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

COUNT ONE: 18 U.S.C. § 2511(1)(a) and 4(a)-Interception of Communications Petty
 Minor
 COUNT TWO: 18 U.S.C. § 2512(1)(b)- Possession of Interception Device Transported in Interstate Commerce Misdemeanor
 Felony
 PENALTY: Maximum prison term 5 years, Maximum fine \$250,000 or twice the gross gain or loss, whichever is greater, Maximum supervised release term 3 years and \$100 special assessment

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

DEFENDANT - U.S.

Kristin Nyunt

DISTRICT COURT NUMBER

CR 14

FILED EJD
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 U.S. DISTRICT COURT
 SAN JOSE, CALIFORNIA
 PSG

DEFENDANT

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

FBI Special Agent Gail Paresa.

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District

this is a reprosecution of charges previously dismissed which were dismissed on motion of:

U.S. ATTORNEY DEFENSE

SHOW DOCKET NO.

this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

IS NOT IN CUSTODY

Has not been arrested, pending outcome this proceeding.

- 1) If not detained give date any prior summons was served on above charges
- 2) Is a Fugitive
- 3) Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) On this charge
 - 5) On another conviction } Federal State
 - 6) Awaiting trial on other charges
- If answer to (6) is "Yes", show name of institution

Has detainer been filed? Yes No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY

Month/Day/Year

This report amends AO 257 previously submitted

Name and Office of Person Furnishing Information on this form MELINDA HAAG

U.S. Attorney Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned) PHILIP A. GUENTERT

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

SUMMONS NO PROCESS* WARRANT

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

Bail Amount: _____

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____ Before Judge: _____

Comments: