

AO 93 (Rev. 11/13) Search and Seizure Warrant

# UNITED STATES DISTRICT COURT

for the  
Western District of Arkansas  
Fort Smith Division

In the Matter of the Search of )  
)  
Information Associated With The DrChrono )  
Inc. Account In the Name of Dr. Cecil W. )  
Gaby DBA Gaby Pain Clinic, That Is )  
Stored At Premises Controlled By )  
DrChrono Inc. )

Case No. 2:19-CM-3

**FILED**  
US DISTRICT COURT  
WESTERN DISTRICT  
OF ARKANSAS  
Feb 11, 2019  
OFFICE OF THE CLERK

## SEARCH AND SEIZURE WARRANT

To: Any authorized law enforcement officer

An application by a federal law enforcement officer or an attorney for the government requests the search of the following person or property located in the Northern District of California (*identify the person or describe the property to be searched and give its location*): **Information Associated With The DrChrono Inc. Account In the Name of Dr. Cecil W. Gaby DBA Gaby Pain Clinic, That Is Stored At Premises Controlled by DrChrono Inc., more particularly described on Attachment A.**

This Court has authority to issue this Warrant under 18 U.S.C. §§ 2703(c)(1)(A) and 2711(3)(A) and Federal Rule of Criminal Procedure 41.

I find that the affidavit(s), or any recorded testimony, establish probable cause to search and seize the person or property described above, and that such search will reveal (*identify the person or describe the property to be seized*):  
**See Attachment B.**

YOU ARE COMMANDED to execute this warrant on or before February 11, 2019  
*(not to exceed 14 days)*

in the daytime 6:00 a.m. to 10 p.m.  at any time in the day or night because good cause has been established.

Unless delayed notice is authorized below, you must give a copy of the warrant and a receipt for the property taken to the person from whom, or from whose premises, the property was taken, or leave the copy and receipt at the place where the property was taken.

The officer executing this warrant, or an officer present during the execution of the warrant, must prepare an inventory as required by law and promptly return this warrant and inventory to United States Magistrate Judge Erin L. Wiedemann.

Pursuant to 18 U.S.C. § 3102a(b), I find that immediate notification may have an adverse result listed in 18 U.S.C. § 2705 (except for delay of trial), and authorize the officer executing this warrant to delay notice to the person who, or whose property, will be searched or seized (*check the appropriate box*)

for \_\_\_\_\_ days (*not to exceed 30*)  until, the facts justifying, the later specific date of \_\_\_\_\_

Date and time issued: 1/28/19 9:55 a.m. Mark E. Ford  
*Judge's signature*

City and state: Fort Smith, Arkansas Mark E. Ford, United States Magistrate Judge  
*Printed name and title*

AO 93 (Rev. 11/13) Search and Seizure Warrant (Page 2)

**Return**

Case No.: 2:19-CM-3	Date and time warrant executed: 01/28/2019 1:43 am	Copy of warrant and inventory left with: Tony Mauriello VP & General Counsel DrChrono
------------------------	---	--

Inventory made in the presence of:  
TFO Paul Smith

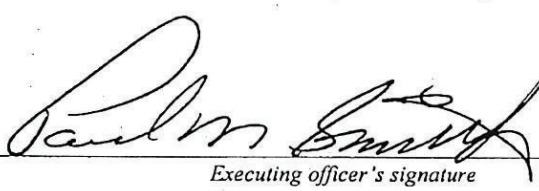
Inventory of the property taken and name of any person(s) seized:

9.3GB of downloaded electronic medical records from DrChrono consisting of 8,316 files for Cecil GABY medical records d/b/a GABY MEDICAL CLINIC. When unzipped from the zipped link sent from DrChrono the actual unzipped size is approximately 7.94GB that contains the 8,316 files (the same amount shown from the DrChrono link).

**Certification**

I declare under penalty of perjury that this inventory is correct and was returned along with the original warrant to the designated judge.

Date: 02/11/2019

  
 \_\_\_\_\_  
 Executing officer's signature

DEA  
TFO

Paul M Smith, DEA TFO  
 \_\_\_\_\_  
 Printed name and title

Received via e-mail on February 11, 2019.  
 Mark E. Ford