

COMMONWEALTH OF MASSACHUSETTS

WORCESTER, SS

SUPERIOR COURT DEPARTMENT  
NO. 03-0546

20 05 Filed in Court *4/22*  
*McLern*  
Allowed -

Attest *Catherine Brennan*  
Assistant Clerk

COMMONWEALTH

v.

KELLY HOOSE

CERTIFICATE OF JUDGE OF COMMONWEALTH OF MASSACHUSETTS TO  
SUBPOENA OUT OF STATE RECORDS IN A CRIMINAL PROCEEDING

This matter having come before the above-entitled Court on the Petition of the Defendant, and the Court having considered the contents of the affidavit of James J. Kaeding, Esquire, Counsel for the Defendant, and after hearing on said Petition, now, therefore,

THIS COURT DOES HEREBY CERTIFY:

1. That the Superior Court of Worcester County, Commonwealth of Massachusetts, is a Court of Record in the Commonwealth of Massachusetts.
2. That in the above-entitled matter pending in the Worcester County Superior Court, the Defendant has been indicted on four counts of Possession of Child Pornography, in Worcester County, under the laws of the Commonwealth of Massachusetts.
3. That a hearing on this matter is scheduled to be held on September<sup>12,</sup> 2005, at 9:00 A.M. in the Worcester County Superior Court.
4. That S. Kiwak is the Custodian of Records of ALS Scan, Inc., located at 7340 Grace Drive, Columbia, Maryland, 21044.
5. That certain records kept by ALS Scan, Inc. are material to the issues involved in the trial of this matter.
6. That for the reasons stated in the affidavit of James J. Kaeding, Esquire, Counsel for the Defendant, certain records kept by ALS Scan, Inc., as described in paragraph 8, are required to be produced to the Office of the Clerk, Criminal Department, Superior Court, 2 Main Street, Worcester, MA 01610, by August 1, \_\_\_\_\_, 2005.

A true copy by photostatic process  
Attest: *Catherine Brennan*  
Asst. Clerk

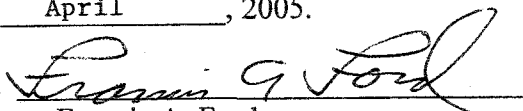
CERTIFICATION AS TO THE IDENTITY OF THE JUDGE AND OF THE CLERK

WORCESTER COUNTY  
COMMONWEALTH OF MASSACHUSETTS

I, Francis A. Ford, Clerk of the Worcester County Superior Court, Commonwealth of Massachusetts, do hereby certify that John S. McCann, was at the time of the issuance of the Certificate attached hereto a duly appointed, qualified and acting Judge of the Superior Court of the Commonwealth of Massachusetts, and authorized under the laws of the Commonwealth of Massachusetts to administer oaths, take affidavits, issue certificates and issue subpoenas. That the said John S. McCann is a Judge of the Superior Court, sitting in Worcester County, Massachusetts, which is a Court of Record having a seal, and full faith and credit is due his official acts as such. That the signature affixed to the Certificate is the genuine signature of the above-named Judge.

In witness whereof, I have hereunto set my hand and have affixed the seal of the Superior Court of Worcester County, Commonwealth of Massachusetts, this 25th day of April, 2005.

Signed



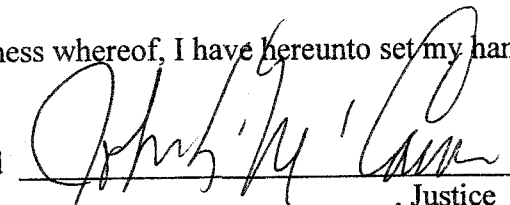
Francis A. Ford  
Clerk of the Courts

WORCESTER COUNTY  
COMMONWEALTH OF MASSACHUSETTS

I, John S. McCann, Justice of the Superior Court of the Commonwealth of Massachusetts, sitting in Worcester County, do hereby certify that Francis A. Ford now is the Clerk of Courts for Worcester County Superior Court, Commonwealth of Massachusetts, which is a Court of Record having a seal, and that full faith and credit are due his official acts as such, that the signature to the foregoing Certificate and attestation is the genuine signature of said Francis A. Ford, as such officer; that the seal annexed is the seal of said Superior Court, that the said Francis A. Ford, as such Clerk is the proper officer to execute said certificate and attestation, and that such attestation is in due form according to the laws of the Commonwealth of Massachusetts.

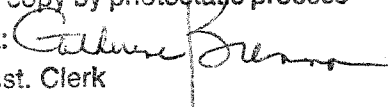
In witness whereof, I have hereunto set my hand this 25th day of April, 2005.

Signed



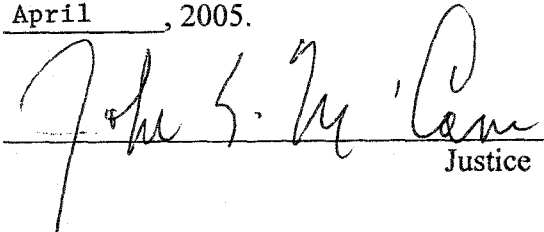
, Justice  
Superior Court, Worcester County  
Commonwealth of Massachusetts

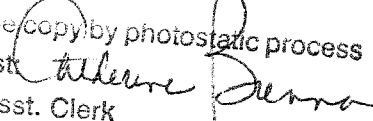
A true copy by photostatic process

Attest:   
Asst. Clerk

7. Said records shall be impounded by the Office of the Clerk, Superior Court, Worcester County, unless and until otherwise ordered by a Judge of this Court.
8. The records to be provided are all identifying documents for each individual appearing in images on the internet web site operated by ALS Scan, Inc. under the following names between January 1, 1999 and January 17, 2003, including the individual's legal name, date of birth, current address, social security number, age at the time the images were created, and any other document ALS Scan, Inc. is required to maintain under federal law: "Ashley", "Trisha", "Jo", "Zoe", "Courtney", "Trista", "Lainey", "Ginger". Documents shall be accompanied by certification by the Custodian of Records that the records are true and complete, and were created or obtained and maintained in the regular course of business, before or shortly after the time the images were created.
9. That this certificate is made for the express purpose of presentation to a Judge of a Court of Record in Howard County, Maryland, where the aforementioned Custodian of Records is located, for a proceeding to compel the production of such documents by said Custodian of Records to the Worcester County Superior Court, Office of the Clerk.

In witness whereof, I have set my hand in the seal of the Superior Court of the Commonwealth of Massachusetts, Worcester County, on this 25th day of April, 2005.

  
Justice

A true copy by photostatic process  
Attest   
Asst. Clerk