

KEVIN V. RYAN (CSBN 118321)
United States Attorney

ORIGINAL
FILED
04 JUN 29 PM 1:15
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

CR

04-02187 SI

Plaintiff,

v.

AURENT CHAVET,

Defendant.

VIOLATIONS: 18 U.S.C. §§ 1030(a)(4) & 1030(c)(3)(A) – Unauthorized Access of a Protected Computer with Intent to Defraud and Obtaining Something of Value; 18 U.S.C. §§ 1030(a)(5)(A)(ii), 1030(a)(5)(B)(i) & 1030(c)(4)(B) – Reckless Damage to a Protected Computer Causing Loss Aggregating At Least \$5,000

SAN FRANCISCO VENUE

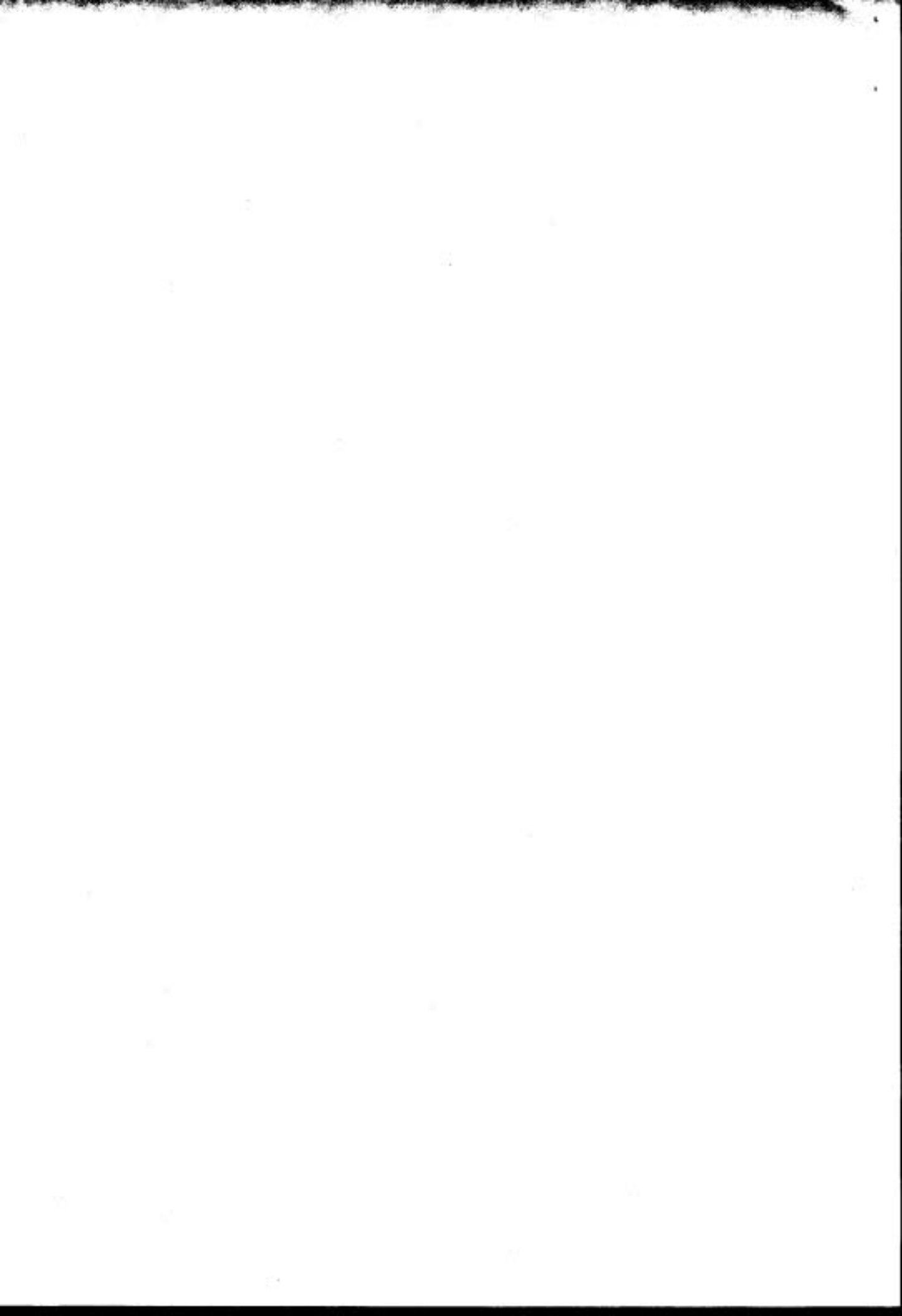
INDICTMENT

The Grand Jury charges:

At all times relevant to this Indictment:

1. The AltaVista Company (AltaVista) provided World Wide Web search capability to users of the Internet. The Internet was a worldwide network of computer systems operated by governmental entities, corporations, universities and other entities. The World Wide Web was a functionality of the Internet that allowed users of the Internet to share information. Information on the World Wide Web was displayed on web sites. Each web site was identified and accessed by means of a unique address known as a Uniform Resource Locator (URL).

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2. In order to provide World Wide Web search capability to its users, AltaVista maintained a bank of 32 computers, which it named Trek1 through Trek32, respectively. The Trek computers were programmed using source code developed by AltaVista to "scour" the World Wide Web and to store information on themselves about new or modified URLs.

3. AltaVista assigned usernames and confidential passwords to designated employees whose jobs required them to access Alta Vista's computers for legitimate employment purposes. Non-employees and former employees of AltaVista were not authorized to access Alta Vista's computers.

4. The defendant LAURENT CHAVET was employed by AltaVista as a computer engineer from approximately June 1999 to approximately February 2002.

COUNT ONE: (18 U.S.C. §§ 1030(a)(4) & 1030(c)(3)(A) – Unauthorized Access of a Protected Computer with Intent to Defraud and Obtaining Something of Value)

5. The facts alleged in paragraphs 1 through 4 are realleged and incorporated herein as if set forth in full.

6. On or about March 28, 2002, in the Northern District of California and elsewhere, the defendant

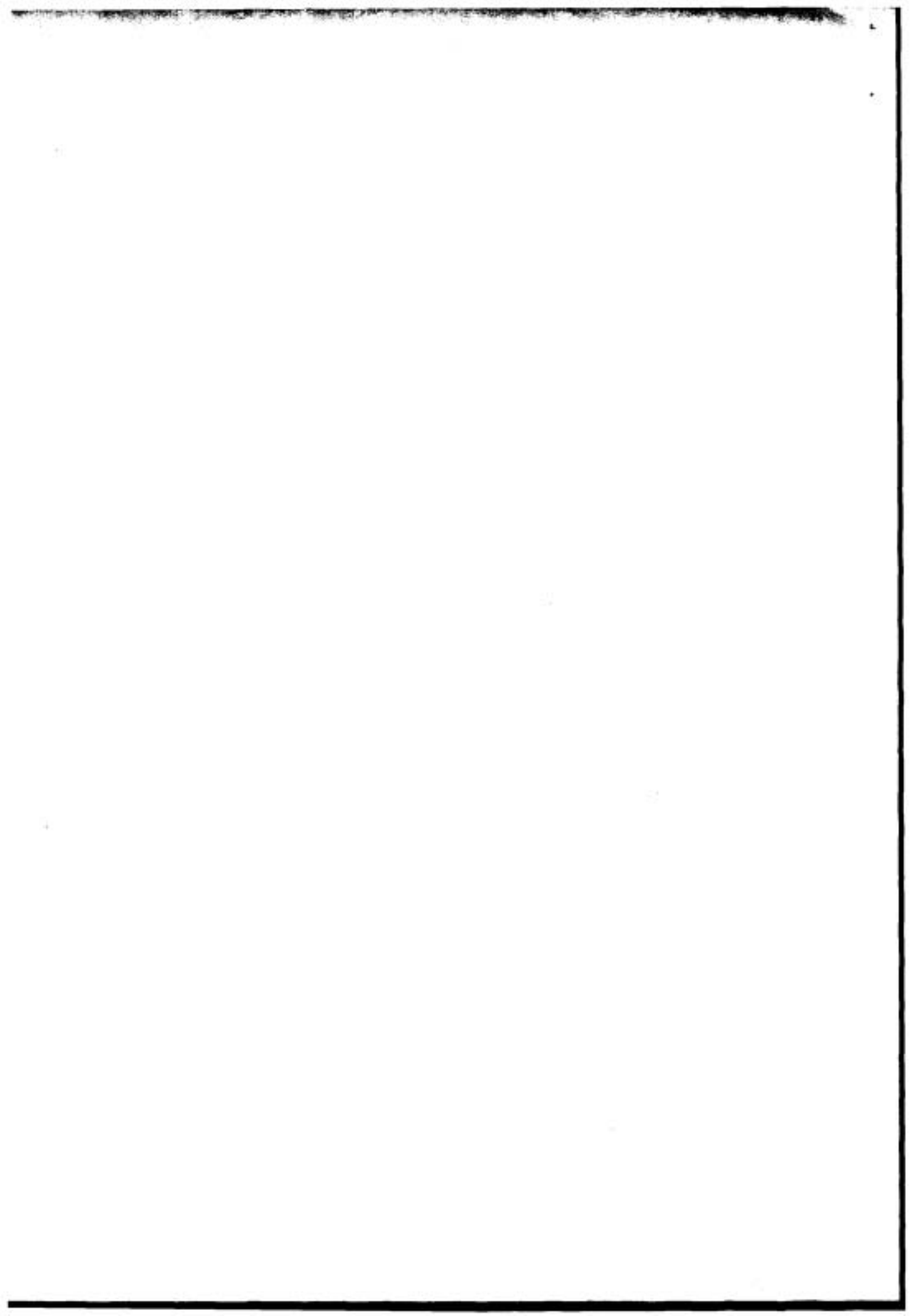
LAURENT CHAVET

did knowingly and with intent to defraud, access a protected computer belonging to AltaVista, to wit, the computer known as "repository2," without authorization and by exceeding authorized access, and by means of such conduct did further the intended fraud and obtain something of value, to wit, source code belonging to AltaVista.

All in violation of Title 18, United States Code, Sections 1030(a)(4) and 1030(c)(3)(A).

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COUNT TWO:

(18 U.S.C. §§ 1030(a)(5)(A)(ii), 1030(a)(5)(B)(i) & 1030(c)(4)(B) –
Reckless Damage to a Protected Computer Causing Loss Aggregating At
Least \$5,000)

7. The facts alleged in paragraphs 1 through 4 are realleged and incorporated herein
as if set forth in full.

8. On or about June 1, 2002, in the Northern District of California and elsewhere, the
defendant

LAURENT CHAVET

did intentionally access a protected computer without authorization and as a result of such
conduct recklessly caused damage, in that the defendant intentionally accessed the Trek
computers, and, as a result of such conduct, recklessly caused damage to those computers, which
damage caused losses aggregating at least \$5,000 in value during a one-year period.


All in violation of Title 18, United States Code, Sections 1030(a)(5)(A)(ii), 1030(a)(5)(B)(i)
and 1030(c)(4)(B).

ATED: A TRUE BILL.

FOREPERSON

EVIN V. RYAN
United States Attorney


ROSS W. NADEL
Chief, Criminal Division

Approved as to form: 
WALDINGER

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

COMPLAINT INFORMATION INDICTMENT

SUPERSEDING

OFFENSE CHARGED

18 U.S.C. §§ 1030(a)(4) &
A) - Unauthorized Access of a
Computer
18 U.S.C. §§ 1030(a)(5)(A)(ii),
B)(i) & 1030(c)(4)(B) - Reckless
Access of a Protected Computer

Petty
 Minor
 Misdemeanor
 Felony

Maximum term of imprisonment of 5 years,
fine, 3 years of supervised release, and \$100
special assessment.

PROCEEDING

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

FEDERAL BUREAU OF INVESTIGATION

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

Person/proceeding is transferred from another
Court per (circle one) FRCrP 20, 21 or 40. Show
Court

Is a reprosecution of charges
previously dismissed which were
dismissed on motion of:

U.S. Att'y Defense
Reprosecution relates to a
previously pending case involving this same
defendant

Magistrate proceedings or appearance(s)
of the U.S. Magistrate regarding
defendant were recorded under

SHOW
DOCKET NO.

MAGISTRATE
CASE NO.

Office of Person
Information on
S FORM

KEVIN V. RYAN

U.S. Att'y Other U.S. Agency

Asst. U.S. Att'y
(assigned)

KYLE F. WALDINGER

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

NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

LAURENT CHAVET

DISTRICT COURT NUMBER

CR

04-0218

DEFENDANT

IS NOT IN CUSTODY

- 1) Has not been arrested, pending outcome this proceeding.
If not detained give date any prior summons
was served on above charges **SI**
- 2) Is a Fugitive
- 3) Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) On this charge
- 5) On another conviction
- 6) Awaiting trial on other charges } Fed'l State
- 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

Month/Day/Year

DATE TRANSFERRED
TO U.S. CUSTODY

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

SS:

SUMMONS NO PROCESS* WARRANT Bail Amount: \$50,000

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

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

Date/Time:

Before Judge:

Comments:

