

JOHN J. HOFFMAN
ACTING ATTORNEY GENERAL OF NEW JERSEY
Division of Law
124 Halsey Street - 5th Floor
P.O. Box 45029
Newark, New Jersey 07101
Attorney for New Jersey Division of Consumer Affairs



By: Glenn T. Graham
Deputy Attorney General
(973) 648-4846

ADMINISTRATIVE ACTION
SUBPOENA DUCES TECUM

THE STATE OF NEW JERSEY to: Jeremy Rubin d/b/a Tidbit
229 Commonwealth Avenue
Boston, Massachusetts 02116
AND
410 Memorial Drive
Cambridge, Massachusetts 02139

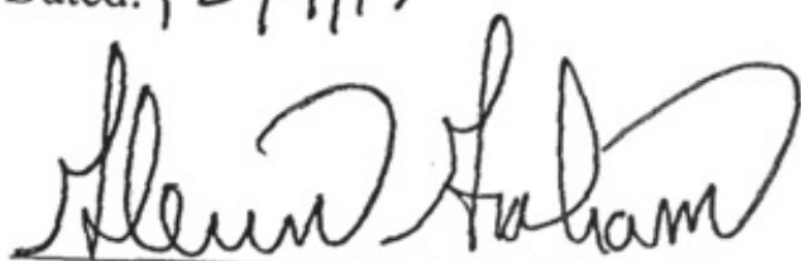
YOU ARE HEREBY COMMANDED to produce to the New Jersey Division of Consumer Affairs, Office of Consumer Protection ("Division") through Glenn T. Graham, Deputy Attorney General, Consumer Fraud Prosecution Section, at 124 Halsey Street, 5th Floor, Newark, New Jersey 07102, on or before December 20, 2013 at 10:00 a.m., the following:

See Attached Schedule

In lieu of your appearance, you may produce the documents and information identified in the attached Schedule on or before the return date at the address listed above by Certified Mail, Return Receipt Requested, addressed to the attention of Glenn T. Graham, Deputy Attorney General. You may, at your option and expense, provide certified, true copies in lieu of the original documents identified in the attached Schedule by completing and returning the Certification attached hereto.

This Subpoena is issued in connection with an official investigation conducted by the New Jersey Division of Consumer Affairs, Office of Consumer Protection. You have an obligation to retain, and continue to maintain the requested Documents. Failure to do so as well as to otherwise comply with this Subpoena may render you liable for contempt of Court and such other penalties as are provided by law.

Dated: 12/4/13

A handwritten signature in cursive script, appearing to read "Glenn T. Graham", written over a horizontal line.

Glenn T. Graham
Deputy Attorney General

PROOF OF SERVICE

I, Princess Slater, being of full age, certify that on December 4th, at approximately 10:08 a.m., I caused to be served the within Interrogatories on Jeremy Rubin at 229 Commonwealth Avenue, Boston, Massachusetts 02116 and at 410 Memorial Drive, Cambridge, Massachusetts 02139, via Certified and Regular mail.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Dated: 12-4-13


Princess Slater

SCHEDULE

INSTRUCTIONS AND DEFINITIONS

A. Instructions:

1. This Request is directed to Jeremy Rubin, individually and d/b/a Tidbit, as well as his owners, officers, directors, shareholders, founders, managers, agents, servants, employees, representatives, attorneys, corporations, subsidiaries, affiliates, successors, assigns or any other individual or entity acting or purporting to act on his behalf.

2. Unless otherwise specifically indicated, the period of time encompassed by this Request shall be from January 1, 2012, to the date of Your response to this Subpoena.

3. Unless otherwise specifically indicated, each and every Document produced shall be Bates-stamped or Bates-labeled.

4. If one or more Documents or any portions thereof requested herein are withheld under a claim of privilege or otherwise, identify each Document or portion thereof as to which the objection is made, together with the following information:

- a. Each author or maker of the Document;
- b. Each addressee or recipient of the Document or Person to whom its contents were disclosed or explained;
- c. The date thereof;
- d. The title or description of the general nature of the subject matter of the Document and the number of pages;
- e. The present location of the Document;
- f. Each Person who has possession, custody or control of the Document; and
- g. The basis on which the objection is made.

5. In the event that any Document which would have been responsive to this Request has been destroyed or discarded, identify that Document and also include:

- a. The date of the Document's destruction or discard;
- b. The reason for the destruction or discard; and

- c. The Persons authorizing and/or carrying out such destruction or discard.

B. Definitions:

1. "Tidbit" and "Rubin" mean Jeremy Rubin, individually and d/b/a Tidbit, as well as his owners, officers, directors, shareholders, founders, managers, agents, servants, employees, representatives, attorneys, corporations, subsidiaries, affiliates, successors, assigns or any other individual or entity acting or purporting to act on his behalf.
2. "Any" includes "all" and vice versa.
3. "Access" means to instruct, communicate with, store data in, retrieve data from, or otherwise make use of any resources of a computer, computer system, or computer network.
4. "Bitcoin code" means the software code distributed and/ or developed by Tidbit that uses and/or causes users' computers to mine for bitcoins.
5. "Breach of security" means unauthorized access to electronic files, media or data that compromises the security, confidentiality or integrity of data when access to the data has not been secured by encryption or by any other method or technology that renders the data unreadable or unusable. Good faith acquisition of data by an employee or agent of Tidbit for a legitimate business purpose is not a breach of security, provided that the data is not used for a purpose unrelated to the business or subject to further unauthorized disclosure.
6. "Computer" shall be defined in accordance with N.J.S.A. 2A:38A-1.
7. "Concerning" means relating to pertaining to, referring to, describing, evidencing or constituting.
8. "Correspondence" means any Document intended to transmit information including letters, memoranda, electronic mail, faxes, "instant messages," "text messages," voice mail messages and notes.
9. "Document" includes all writings, correspondence, recordings, drawings, graphs, charts, photographs, phone records, compact discs, video cassettes, computer files, electronic/magnetic files of any type and any other data compilations from which information can be obtained and translated, if necessary, by use of detection devices into reasonably usable form.
10. "Include" and "Including" shall be construed as broadly as possible and shall mean "without limitation".
11. "New Jersey" and "State" shall refer to the State of New Jersey.

12. "Person[s]" means any natural person, individual, any business entity (whether partnership, corporation, limited liability company or corporation, trust, estate, incorporated or unincorporated association or cooperation), any governmental agency or entity and any other legal or commercial entity however organized.

13. "You" and "Your" mean Tidbit and Rubin.

14. "User" means any person who uses a computer or mobile device.

15. As used herein, the terms "all" and "each" shall be construed as all and each.

16. As used herein, the conjunctions "and" and "or" shall be interpreted conjunctively and shall not be interpreted disjunctively to exclude any information otherwise within the scope of this Request.

17. References to the singular include the plural and references to the plural include the singular.

DOCUMENT REQUESTS

1. All documents in support of your responses to Interrogatories.
2. All of your privacy policies and user agreements, past and present.
3. All documents and correspondence concerning all breaches of security and/or unauthorized access to computers by you.
4. All documents and correspondence concerning the Bitcoin code.
5. All codes, source codes, control logs, and installation logs concerning the Bitcoin code.
6. All documents, correspondence and agreements between you and any website publisher, affiliate, advertiser and/or any other third party concerning the Bitcoin code.
7. All documents concerning the Bitcoin accounts associated with the Bitcoin code, including account information and account statements for each website that contains the Bitcoin code.
8. All documents concerning the Bitcoin wallet addresses used and/or associated with the Bitcoin code.

9. All document concerning users of the Bitcoin code, including all agreements, correspondence and account information.

10. All documents concerning complaints filed against you through any governmental office, agency, sub-division, or the Better Business Bureau, and the resolution thereof, concerning the unauthorized access of computers and/ or the Bitcoin code.

11. All consumer and user complaints received by you concerning the Bitcoin code.

12. All documents concerning any lawsuits filed against you in any state or federal court, and the resolution thereof, concerning the unauthorized access of computers.

13. Any settlement documents, consent decrees, or consent judgments concerning your unauthorized access of computers.

14. All documents, correspondence and/or responses to any governmental inquiries.