

VMware Transparency and Law Enforcement Report January – December 2022¹

VMware publishes annual reports to show number of law enforcement requests received from around the world.

Request types

Subpoenas: valid and binding legal demands for information or testimony issued by courts, law enforcement agencies, or grand juries without prior judicial oversight.

Other court orders: valid and binding court orders issued by local, state, or federal courts.

Search warrants: valid and binding legal demands issued by local, state, or federal courts upon a showing of probable cause and of specific identification of places to be searched and items to be seized.

The following tables show the number of law enforcement requests received for the period of January to December 2022 seeking customer data.

Type of request	Number of requests received	Number of requests with no data disclosed	Number of requests with data disclosed
Subpoenas	3	1	2
Other court orders	2	0	2
Search warrants	0	0	0
Non U.S. requests	2	1	1
France	1	0	1
South Korea	1	1	0

¹ Excludes a law enforcement request which has not yet been finalised. Once this matter has been finalised, a revised report will be published.

Information types

Content²: as used in the [VMware Terms of Service](#), refers to content uploaded by the customer or its users into the Service Offering for processing, storage, or hosting, but does not include (a) Third-Party Content, or (b) Account Information. For purposes of this definition, “content” means any data, including all text, sound, video, or image files, and software (including machine images).

Account Information (non-content)³: refers to information customers provide to us in connection with creation or administration of the customer account, including names, usernames, phone numbers, email addresses, and billing information associated with the customer account.

Type of data requested	Number of requests received
Customer Content	0
Non-content	7

U.S. National Security Requests

U.S. national security requests may include Foreign Intelligence Surveillance Act (FISA) warrants, orders, directives, or national security letters. USA FREEDOM Act Section 603 limits the manner in which companies can report national security requests. Subject to these restrictions, VMware can only report the number of national security requests in specific numerical bands at particular time intervals.

Time period	Number of requests received	Number of customer selectors targeted
January – December 2019	0	0
January – December 2020	0-99	0-99
January – December 2021	0	0
January – December 2022	0	0

² Defined as “Your Content” in Section 12 of [VMware Terms of Service](#) (located under the Legacy Terms section of [www.vmware.com/agreements](#)).

³ Account Information is defined in [VMware Terms of Service](#) (located under the Legacy Terms section of [www.vmware.com/agreements](#)).