



## EXIGENT LETTERS – APPLICABILITY OF EXCLUSIONARY RULE

**Would the exclusionary rule apply to data collected using exigent letters or that was otherwise collected inappropriately?**

### Response

- No.
- The exclusionary rule is a judicial sanction for violation of a constitutional right in obtaining evidence of a crime. In this context, the constitutional provision would be Fourth Amendment protection of the right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures.
- Records obtained by exigent letters, and records obtainable by NSLs, are third-party records.
  - For example, “toll billing records” are created and maintained by a telecommunications service provider to bill customers. While such records contain information that concerns a customer, they do not belong to the customer.
  - The Supreme Court has held that customers do not have a reasonable expectation of privacy in such records and, therefore, the Fourth Amendment does not apply. [See *Miller v. United States*, 425 US 435 (1976)]
- Accordingly, a customer has no standing to raise a Fourth Amendment challenge to the Government’s obtaining such records by either exigent letter or NSL.

NSL VIO-30490

b6  
b7C

Information provided by:   
Date: [redacted] (Software Security Law Branch)

Approved by: [redacted]

Dated: 03/23/07

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 12-14-2007 BY 65179 dmh/kar/pes

b6  
b7C

**From:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Sent:** Friday, March 23, 2007 7:10 PM  
**To:** BEERS, ELIZABETH RAE (OCA) (FBI); [redacted]  
**Cc:** THOMAS, JULIE F. (OGC) (FBI); [redacted] (OGC) (FBI)  
**Subject:** FW: Ques No. 5 - Addit NSL Questions for Dir's SJC Testimony (27 Mar 07)

**Importance:** High  
**UNCLASSIFIED**  
**NON-RECORD**

One of the As you asked OGC to draft.

-----Original Message-----

b6  
b7C

**From:** [redacted] (OGC) (FBI)  
**Sent:** Friday, March 23, 2007 11:26 AM  
**To:** CAPRONI, VALERIE E. (OGC) (FBI); [redacted]  
**Cc:** THOMAS, JULIE F. (OGC) (FBI); [redacted] (OGC) (FBI)  
**Subject:** Ques No. 5 - Addit NSL Questions for Dir's SJC Testimony (27 Mar 07)  
**Importance:** High

**UNCLASSIFIED**  
**NON-RECORD**

Ms. Caproni --

The attached responds to Question No. 5 on the list of questions that OCA gave us yesterday. (As you'll recall, we agreed that other offices will handle Nos. 1&2 and that you'll handle Nos. 3&4.)

Julie has approved the attached for submission to you.

**RECOMMENDATION:** That you approve the attached for submission to OCA for their use in preparing the Director for his SJC testimony.

b6  
b7C



blank template.doc  
(299 KB)

-----Original Message-----

b6  
b7C

**From:** [redacted] (OGC) (FBI)  
**Sent:** Friday, March 23, 2007 11:11 AM  
**To:** [redacted] (OGC) (FBI); THOMAS, JULIE F. (OGC) (FBI); CAPRONI, VALERIE E. (OGC) (FBI)  
**Subject:** RE: Additional NSL Questions for Dir's SJC Testimony (27 Mar 07)

**UNCLASSIFIED**

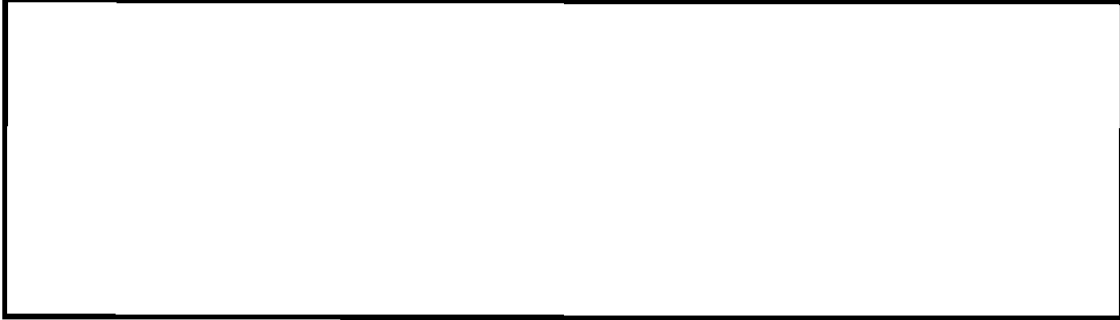
NSL VIO-30491

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 12-14-2007 BY 65179 dmh/ksr/prs

**NON-RECORD**

Valerie:

Re: Q5, see *Miller v United States*, 425 US 435 (1976), and *Smith v Maryland*, 442 US 735 (1979).



b5

b6  
b7C



**UNCLASSIFIED**

**UNCLASSIFIED**

**From:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Sent:** Thursday, December 07, 2006 12:19 PM  
**To:** THOMAS, JULIE F. (OGC) (FBI); [redacted] (OGC)  
(FBI); [redacted] (OGC) (FBI); [redacted] (OGC)  
(FBI)  
**Cc:** LAMMERT, ELAINE N. (OGC) (FBI)  
**Subject:** RE: 18 USC 2709 Analysis - Draft [redacted] Letter  
**UNCLASSIFIED**  
**NON-RECORD**

b6  
b7C  
b4  
b7D  
b5

I have now read all the materials.

1. As indicated to [redacted] there was a misunderstanding. I was looking to [redacted] to do a legal memo (to the file or to me) providing a legal opinion. [redacted] NSLB will then do a [redacted] letter [redacted]

2. Having read the memo, I am more comfortable with [redacted]  
[redacted] I think [redacted]

-----Original Message-----

**From:** THOMAS, JULIE F. (OGC) (FBI)  
**Sent:** Wednesday, December 06, 2006 6:06 PM  
**To:** [redacted] REGORY (OGC) (FBI); [redacted] (OGC) (FBI); [redacted]  
(OGC) (FBI)  
**Cc:** CAPRONI, VALERIE E. (OGC) (FBI); LAMMERT, ELAINE N. (OGC) (FBI)  
**Subject:** RE: 18 USC 2709 Analysis - Draft [redacted] Letter

b6  
b7C  
b4  
b7D

**UNCLASSIFIED**  
**NON-RECORD**

That's fine.

Julie

-----Original Message-----

**From:** [redacted] (OGC) (FBI)  
**Sent:** Wednesday, December 06, 2006 6:04 PM  
**To:** THOMAS, JULIE F. (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC)  
(FBI)  
**Subject:** RE: 18 USC 2709 Analysis - Draft [redacted] Letter

**UNCLASSIFIED**  
**NON-RECORD**

b6  
b7C  
b4  
b7D

As discussed earlier today on the walk over to DOJ, I have a different understanding of the tasking based upon my recollection of the meeting, my internet email of November 20, 2006 6:12 PM which begins with [redacted] to you, Valerie, Elaine and [redacted] and my conversation with Valerie earlier today. I think that the merits of the arguments themselves should be made in a conference call or meeting not email as they will require a dialogue.

As of today's conversation, I understand that the GC will review the draft letter and [redacted] comments in the email and get back to me. Perhaps we wait for that and see where we go from there.

**PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE THE  
FBI WITHOUT PRIOR OGC APPROVAL**

[Redacted]

**Associate General Counsel - Unit Chief**

[Redacted]

b6  
b7C  
b2

-----Original Message-----

**From:** THOMAS, JULIE F. (OGC) (FBI)  
**Sent:** Wednesday, December 06, 2006 12:06 PM  
**To:** [Redacted] (OGC) (FBI); [Redacted] (OGC) (FBI); [Redacted] (OGC) (FBI)  
**Subject:** RE: 18 USC 2709 Analysis - Draft [Redacted] Letter

**UNCLASSIFIED**  
**NON-RECORD**

b6  
b7C  
b4  
b7D  
b5

I am sorry we didn't get to have a meeting on this but I do believe one is necessary. I have reviewed the letter and my notes from the Nov. 20th meeting and believe we need to modify our getbacks to Valerie. My notes show the following:

[Redacted]

Please advise when you might be able to meet on this issue. Thursday afternoon is not good for me but I should be able to rearrange anything else.

Julie

-----Original Message-----

**From:** [Redacted] (OGC) (FBI)  
**Sent:** Tuesday, December 05, 2006 9:39 AM  
**To:** [Redacted] (OGC) (FBI); [Redacted] (OGC) (FBI)  
**Cc:** THOMAS, JULIE F. (OGC) (FBI)  
**Subject:** RE: 18 USC 2709 Analysis - Draft [Redacted] Letter

NSL VIO-30494

b6  
b7C  
b4  
b7D

**UNCLASSIFIED**  
**NON-RECORD**

b6  
b7C

I haven't heard anything else about meeting today [redacted] are you at HQ and available this afternoon? I am willing to come down [redacted]

-----Original Message-----

**From:** THOMAS, JULIE F. (OGC) (FBI)  
**Sent:** Monday, December 04, 2006 8:58 AM  
**To:** [redacted] (OGC) (FBI)  
**Cc:** [redacted] (OGC) (FBI)  
**Subject:** RE: 18 USC 2709 Analysis - Draft [redacted] Letter

**UNCLASSIFIED**  
**NON-RECORD**

Yes, I would like to be a part of this... I'll work around your schedule. I am free most of Tuesday afternoon until 4.

b6  
b7C  
b4  
b7D

-----Original Message-----

**From:** [redacted] (OGC) (FBI)  
**Sent:** Friday, December 01, 2006 5:28 PM  
**To:** THOMAS, JULIE F. (OGC) (FBI)  
**Cc:** [redacted] (OGC) (FBI)  
**Subject:** FW: 18 USC 2709 Analysis - Draft [redacted] Letter

**SENSITIVE BUT UNCLASSIFIED**  
**NON-RECORD**

Julie, do you want to be part of this. I had sent [redacted] some comments on the letter [redacted] and I copied you on it.

-----Original Message-----

**From:** [redacted] (OGC) (FBI)  
**Sent:** Friday, December 01, 2006 5:25 PM  
**To:** [redacted] (OGC) (FBI)  
**Subject:** RE: 18 USC 2709 Analysis - Draft [redacted] Letter

**SENSITIVE BUT UNCLASSIFIED**  
**NON-RECORD**

b6  
b7C  
b4  
b7D

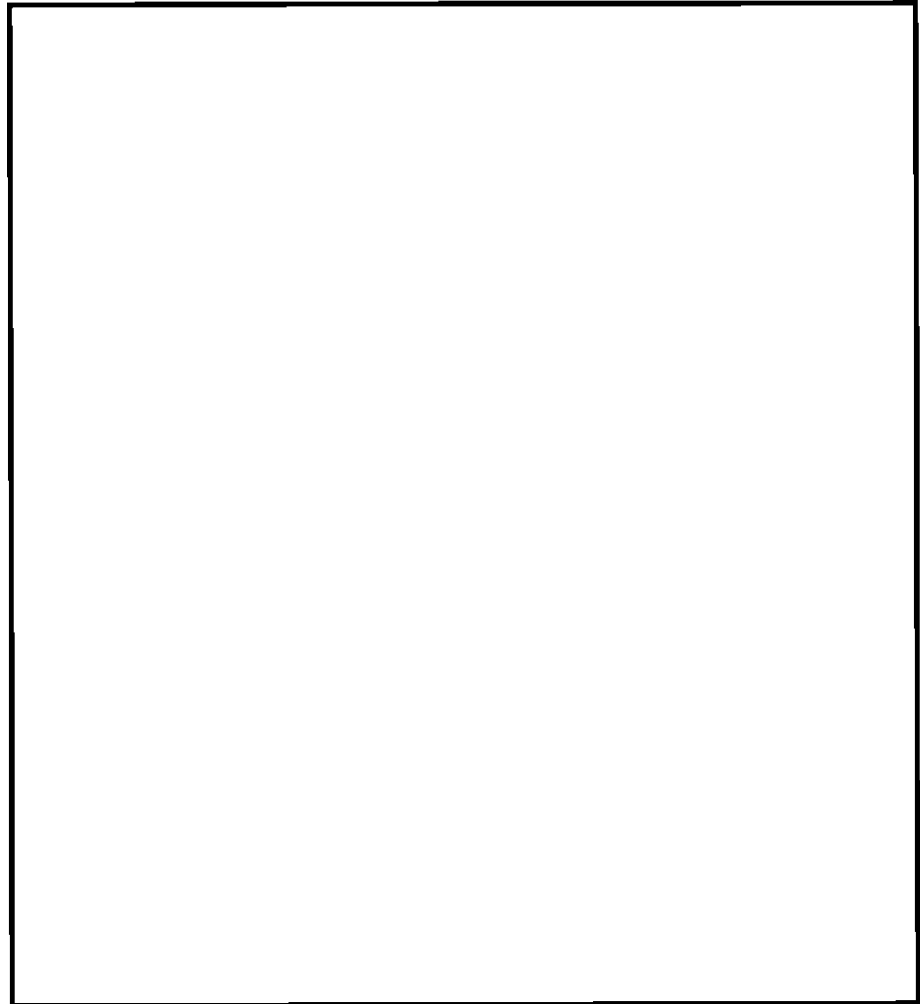
I am at LX, but would come downtown if you wanted to set up a meeting. I can come down at 1 or so on Tuesday.

-----Original Message-----

**From:** [redacted] (OGC) (FBI)  
**Sent:** Friday, December 01, 2006 9:43 AM  
**To:** [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)  
**Cc:** LAMMERT, ELAINE N. (OGC) (FBI); THOMAS, JULIE F. (OGC) (FBI); CAPRONI, VALERIE E. (OGC) (FBI); [redacted] (OGC) (FBI)  
**Subject:** RE: 18 USC 2709 Analysis - Draft [redacted] letter

**SENSITIVE BUT UNCLASSIFIED**  
**NON-RECORD**

Duplicate Folder 3 OGC Employee Email



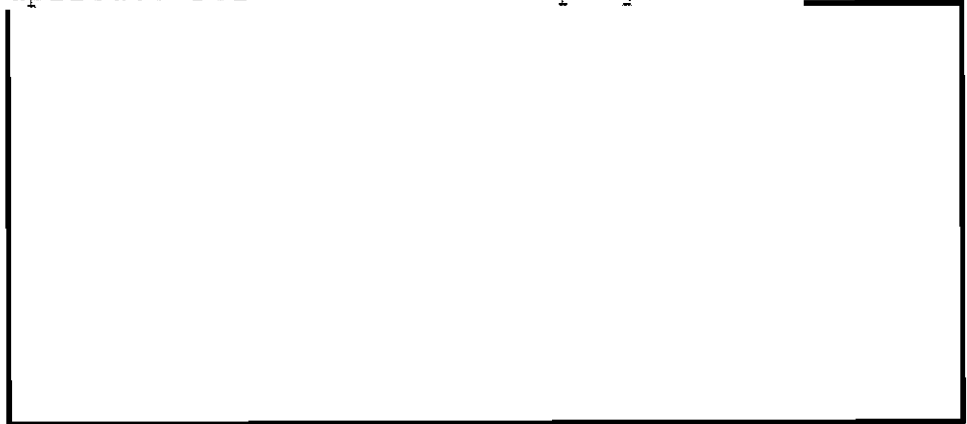
b6  
b7C  
b4  
b7D

-----Original Message-----

**From:** [redacted] (OGC) (FBI)  
**Sent:** Tuesday, November 28, 2006 10:27 AM  
**To:** [redacted] (OGC) (FBI)  
**Cc:** LAMMERT, ELAINE N. (OGC) (FBI); THOMAS, JULIE E. (OGC) (FBI); CAPRONI, VALERIE E. (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)  
**Subject:** RE: 18 USC 2709 Analysis - Draft [redacted] Letter

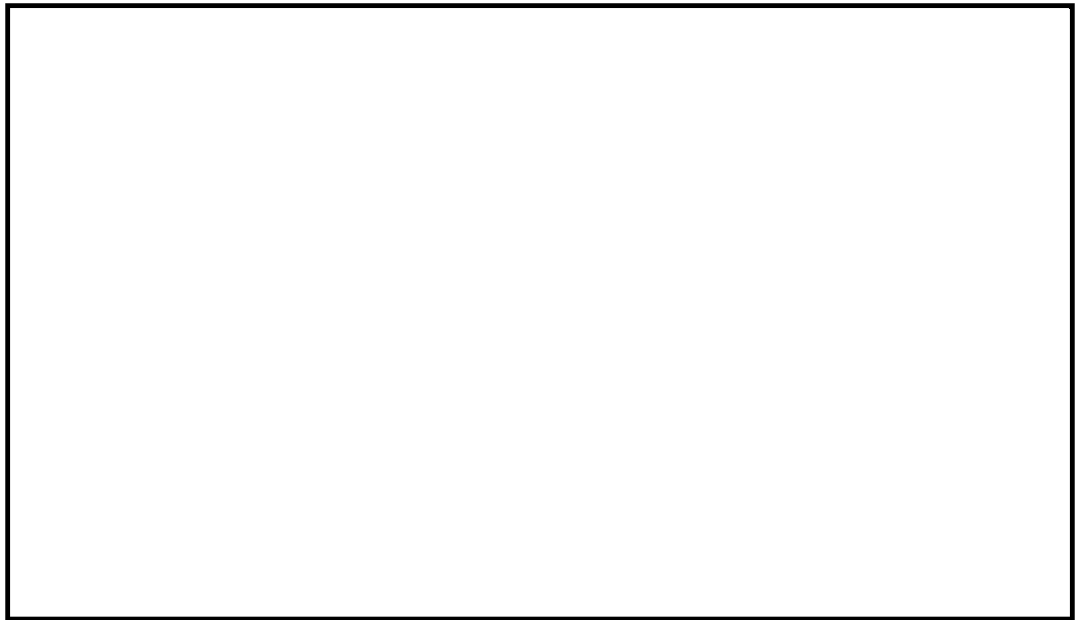
**SENSITIVE BUT UNCLASSIFIED**

Duplicate Folder 3 of OGC Employee Email



NSL VIO-30496

Duplicate Folder 3 OGC Employee Email



-----Original Message-----

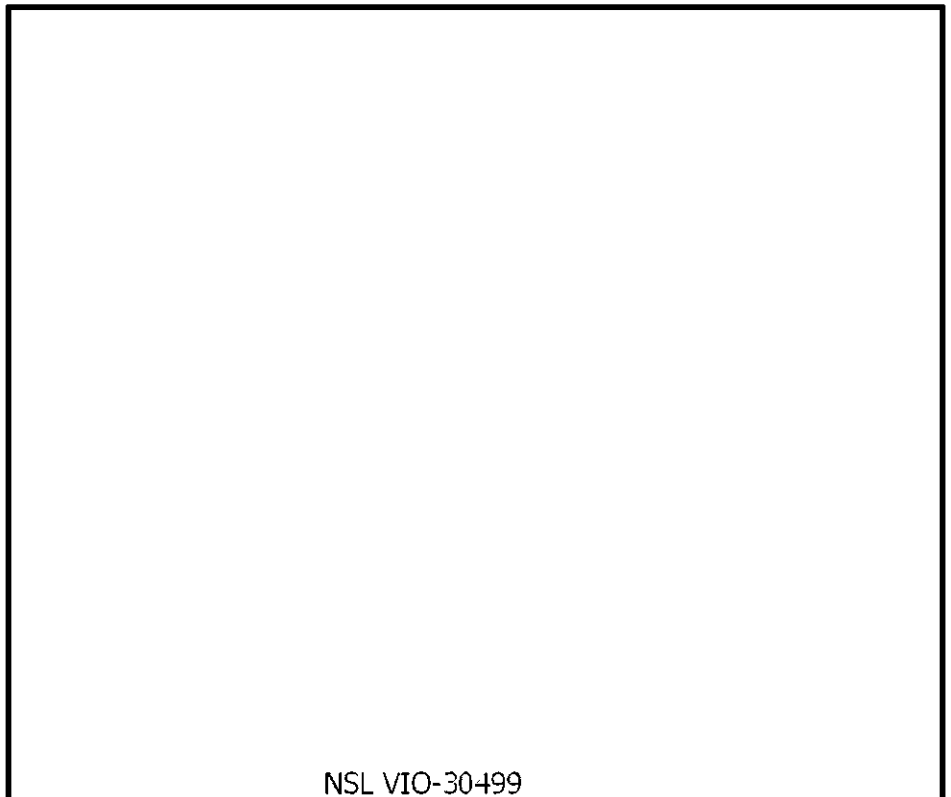
**From:** [redacted] OGC (FBI)  
**Sent:** Monday, November 27, 2006 5:13 PM  
**To:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Cc:** LAMMERT, ELAINE N. (OGC) (FBI); THOMAS, JULIE F. (OGC) (FBI); [redacted] OGC (FBI); [redacted] OGC (FBI); [redacted] OGC (FBI)  
**Subject:** 18 USC 2709 Analysis - Draft [redacted] Letter

b6  
b7C

b4  
b7D

**UNCLASSIFIED**  
**NON-RECORD**

Duplicate



NSL VIO-30499





Duplicate

UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

**From:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Sent:** Wednesday, March 14, 2007 5:49 PM  
**To:** HQ-Div09-NSLB  
**Cc:** KAISER, KENNETH W. (INSD) (FBI); [REDACTED] (INSD) (FBI)  
**Subject:** Audit of NSL

**UNCLASSIFIED**  
**NON-RECORD**

b6  
b7c

As some of you may have heard, the Director has ordered a special inspection of all field offices' use of NSLs. Inspectors are hitting the field offices on Friday and will work through the weekend sampling files that are known to have NSLs and those that are not known to have NSLs. We need a lawyer or 2 to be on call for any questions that might arise. [REDACTED] can you get those names to [REDACTED]?

Also, there is some likelihood that DoJ will want to send NSD lawyers out to at least a few of the field offices next week to observe the process. If that happens, I would like to pair an OGC attorney with each NSD attorney. So, we may need a few people to take trips next week. I will know more on Friday.

Thanks,

VC

**UNCLASSIFIED**

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 12-14-2007 BY 65179 dmh/kar/prs  
NSL VIO-30513

b6  
b7c

**From:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Sent:** Monday, May 08, 2006 5:10 PM  
**To:** [REDACTED] (OGC) (FBI); [REDACTED] (OGC) (FBI);  
THOMAS, JULIE F. (OGC) (FBI)  
**Subject:** FW: Approval of Slight Revisions to "QFRs" from 3/8/06 Briefing

**UNCLASSIFIED**  
**NON-RECORD**

OK?

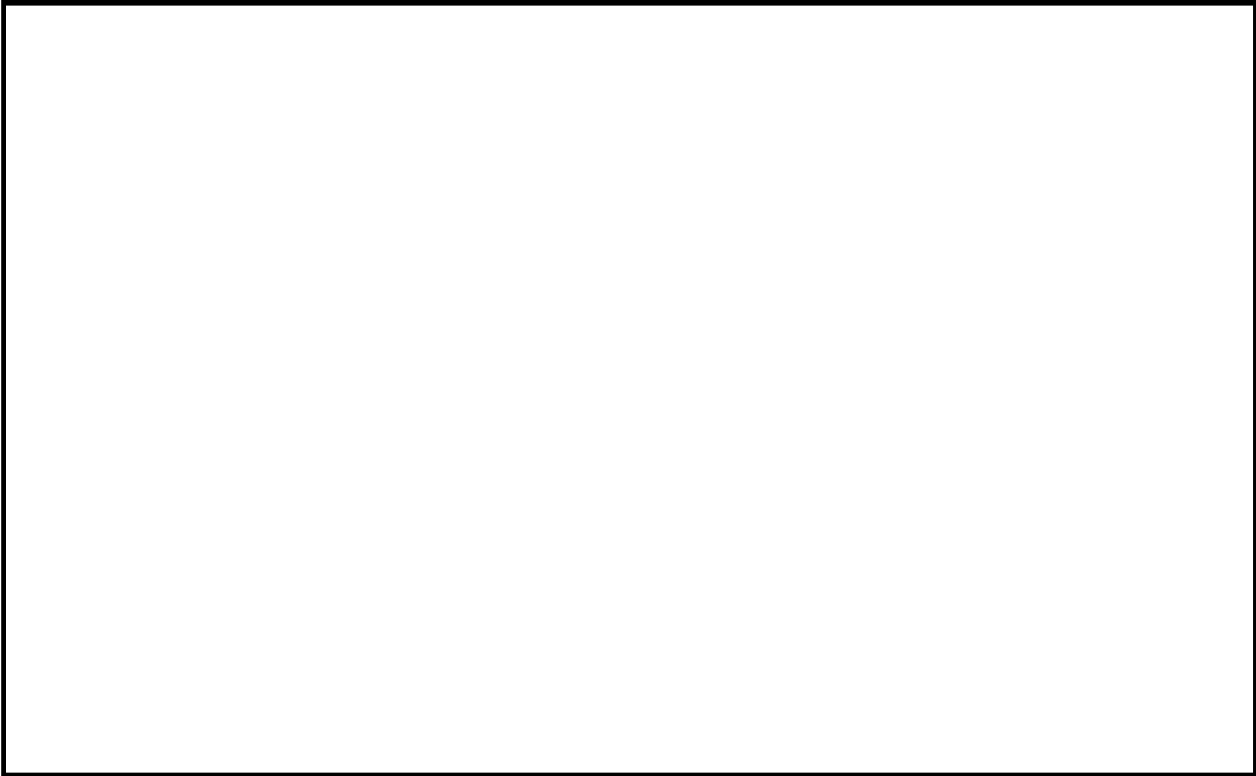
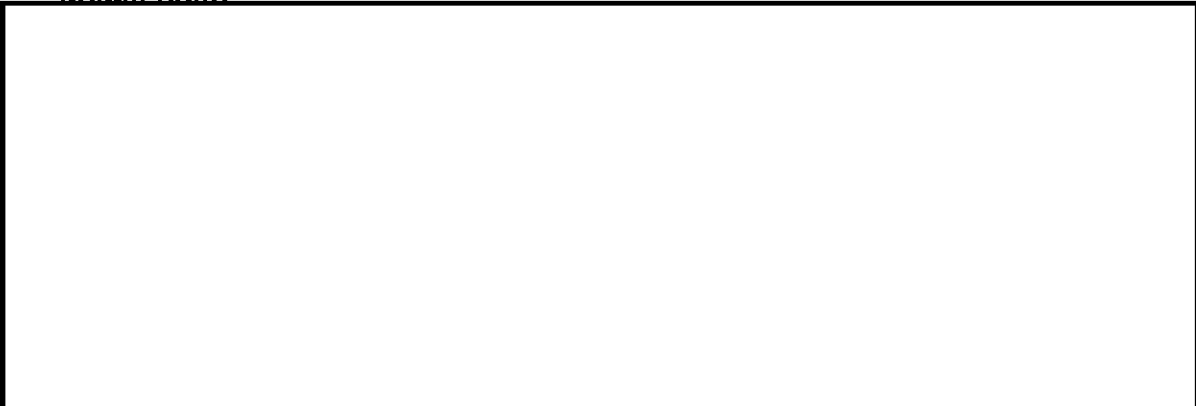
b6  
b7c

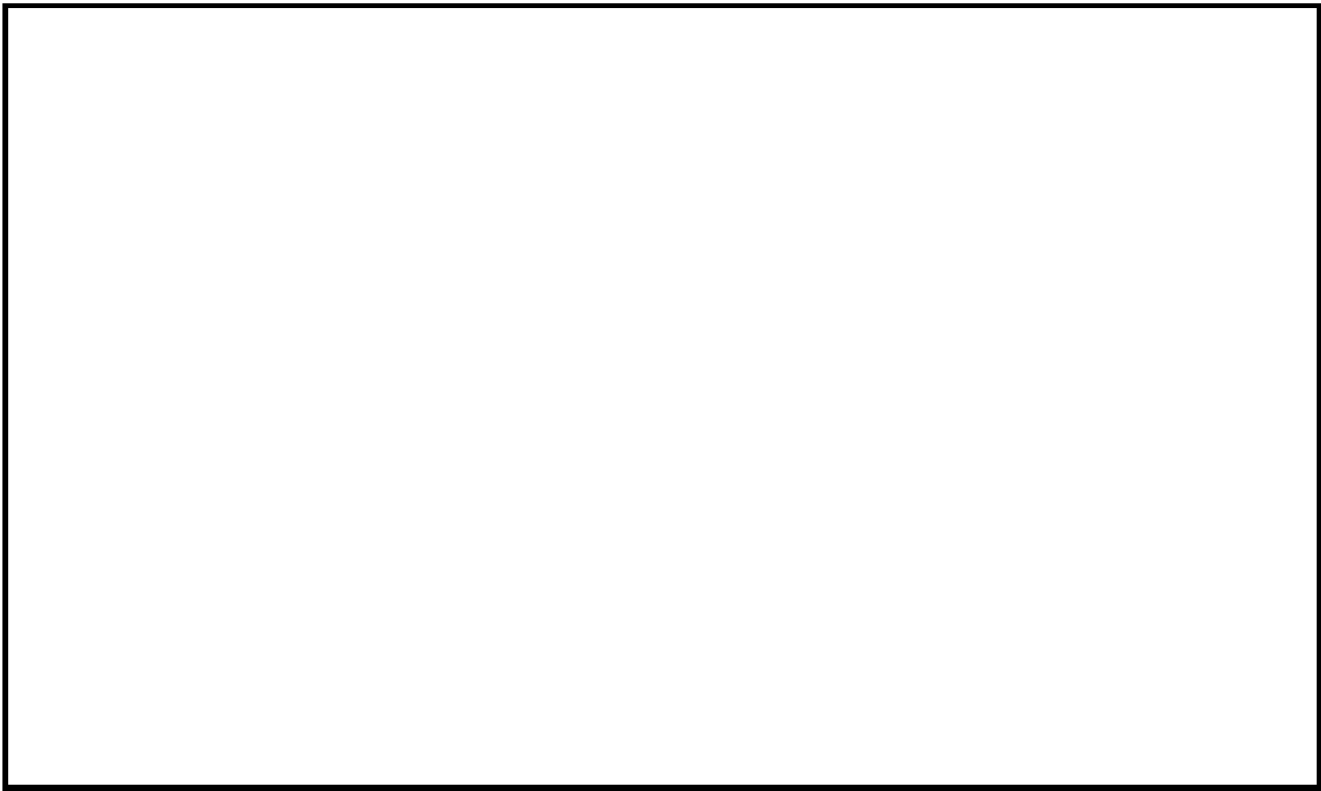
-----Original Message-----

**From:** [REDACTED] (OCA) (FBI)  
**Sent:** Monday, May 08, 2006 4:50 PM  
**To:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Subject:** Approval of Slight Revisions to "QFRs" from 3/8/06 Briefing

Duplicate JTF 4-4-volume 1

**UNCLASSIFIED**  
**NON-RECORD**





UNCLASSIFIED

UNCLASSIFIED

.Duplicate

b6  
b7C

**From:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Sent:** Thursday, March 15, 2007 8:37 AM  
**To:** BEERS, ELIZABETH RAE (OCA) (FBI) [redacted] (OGC)  
(FBI) [redacted] (OGC) (FBI); KALISCH, ELENI P. (OCA)  
(FBI); [redacted] (DO) (OGA); [redacted] (OGC)  
(FBI)  
**Subject:** Judiciary testimony  
**UNCLASSIFIED**  
**NON-RECORD**

Very rough draft attached. Beth: not ready for DoJ -- still too rough.

b5

[redacted]



housejudiciaryig200  
7.001.wpd (...)

**UNCLASSIFIED**

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 12-14-2007 BY 65179 dmh/ksr/prs

NSL VIO-30573

b6  
b7C

**From:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Sent:** Friday, March 16, 2007 1:51 PM  
**To:** [redacted] (OGC) (FBI) [redacted] (OGC) (FBI)  
**Cc:** BEERS, ELIZABETH RAE (OCA) (FBI); [redacted] (OGC) (FBI)  
**Subject:** RE: IMPORTANT CHANGE Re "Judiciary testimony"  
**UNCLASSIFIED**  
**NON-RECORD**

thanks

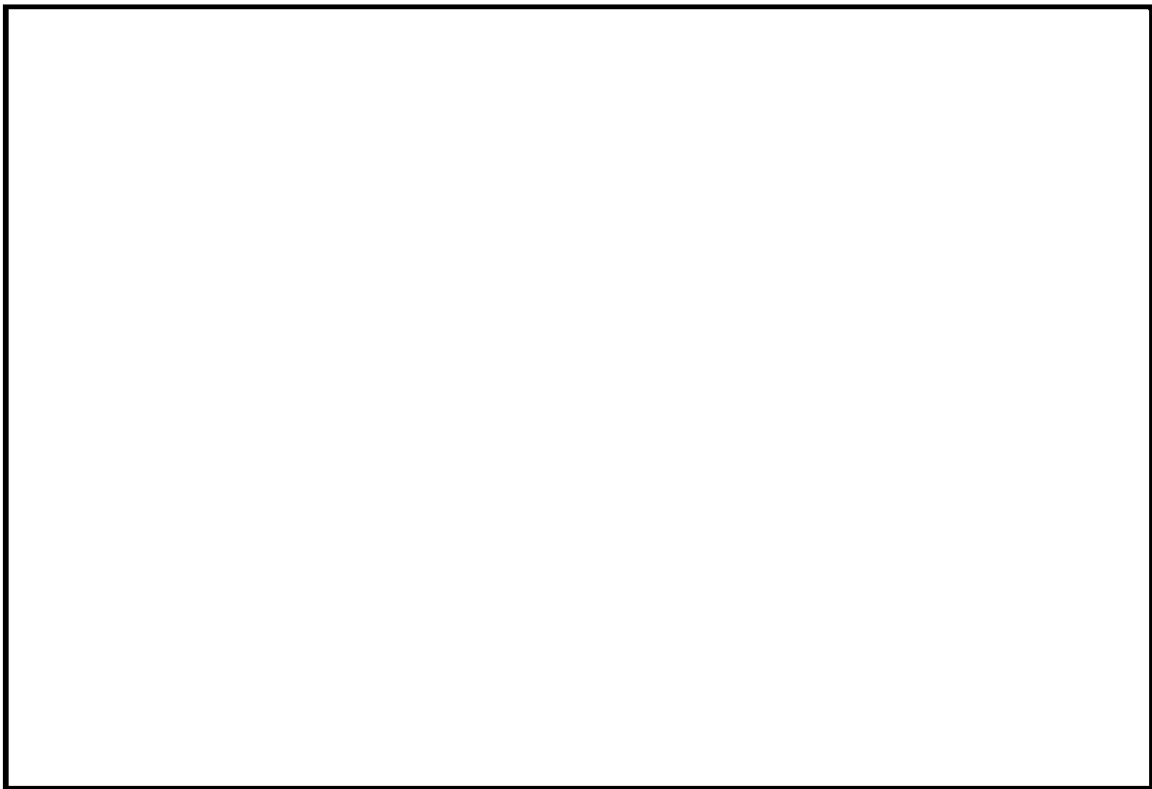
-----Original Message-----

b6  
b7C

**From:** [redacted] (OGC) (FBI)  
**Sent:** Friday, March 16, 2007 9:20 AM  
**To:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Cc:** BEERS, ELIZABETH RAE (OCA) (FBI); [redacted] (OGC) (FBI)  
**Subject:** IMPORTANT CHANGE Re "Judiciary testimony"  
**Importance:** High

**UNCLASSIFIED**  
**NON-RECORD**

Duplicate



-----Original Message-----

b6  
b7C

**From:** BEERS, ELIZABETH RAE (OCA) (FBI)  
**Sent:** Friday, March 16, 2007 8:45 AM  
**To:** CAPRONI, VALERIE E. (OGC) (FBI); KALISCH, ELENI P. (OCA) (FBI); [redacted] (DO) (OGA)  
**Cc:** [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (DO) (FBI); [redacted] (DO) (FBI)  
**Subject:** RE: Judiciary testimony

**Importance:** High

**UNCLASSIFIED**  
**NON-RECORD**

Duplicate



-----Original Message-----

**From:** CAPRONI, VALERIE E. (OGC) (FBI)

**Sent:** Thursday, March 15, 2007 8:37 AM

**To:** BEERS, ELIZABETH RAE (OCA) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); KALISCH, ELENI P. (OCA) (FBI); [redacted] (DO) (OGA); [redacted] (OGC) (FBI)

**Subject:** Judiciary testimony

b6  
b7C

**UNCLASSIFIED**  
**NON-RECORD**

Duplicate



**UNCLASSIFIED**

**UNCLASSIFIED**

b6  
b7C

**From:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Sent:** Saturday, March 17, 2007 10:25 AM  
**To:** [REDACTED] (OGC) (FBI); BEERS, ELIZABETH RAE (OCA) (FBI)  
**Cc:** [REDACTED] (OGC) (FBI); [REDACTED] (OGC) (FBI); THOMAS, JULIE F. (OGC) (FBI)  
**Subject:** RE: Another IMPORTANT CHANGE Re "Judiciary testimony"  
**UNCLASSIFIED**  
**NON-RECORD** Duplicate

[REDACTED]

-----Original Message-----

b6  
b7C

**From:** [REDACTED] (OGC) (FBI)  
**Sent:** Friday, March 16, 2007 1:15 PM  
**To:** BEERS, ELIZABETH RAE (OCA) (FBI)  
**Cc:** CAPRONI, VALERIE E. (OGC) (FBI); [REDACTED] (OGC) (FBI)  
**Subject:** Another IMPORTANT CHANGE Re "Judiciary testimony"  
**Importance:** High

**UNCLASSIFIED**  
**NON-RECORD** Duplicate

[REDACTED]

-----Original Message-----

b6  
b7C

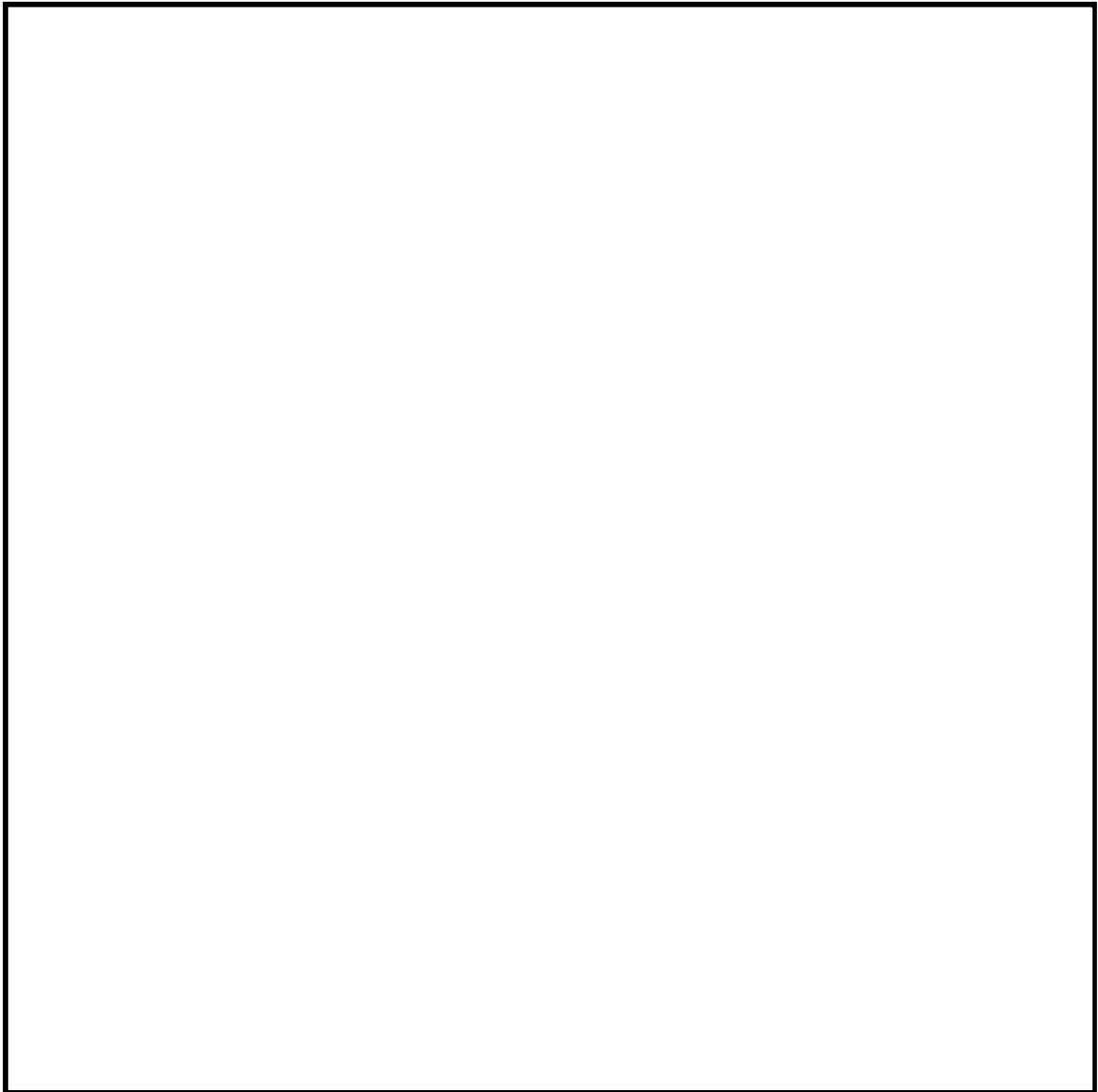
**From:** [REDACTED] (OGC) (FBI)  
**Sent:** Friday, March 16, 2007 10:44 AM  
**To:** BEERS, ELIZABETH RAE (OCA) (FBI)  
**Cc:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Subject:** Follow-up Re IMPORTANT CHANGE Re "Judiciary testimony"  
**Importance:** High

**UNCLASSIFIED**  
**NON-RECORD**

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 12-14-2007 BY 65179 dmh/ker/prs



Duplicate



b6  
b7C

-----Original Message-----

**From:** BEERS, ELIZABETH RAE (OCA) (FBI)  
**Sent:** Friday, March 16, 2007 10:00 AM  
**To:** [REDACTED] (OGC) (FBI); CAPRONI, VALERIE E. (OGC) (FBI)  
**Cc:** [REDACTED] (OGC) (FBI)  
**Subject:** RE: IMPORTANT CHANGE Re "Judiciary testimony"

**UNCLASSIFIED**  
**NON-RECORD**



Duplicate



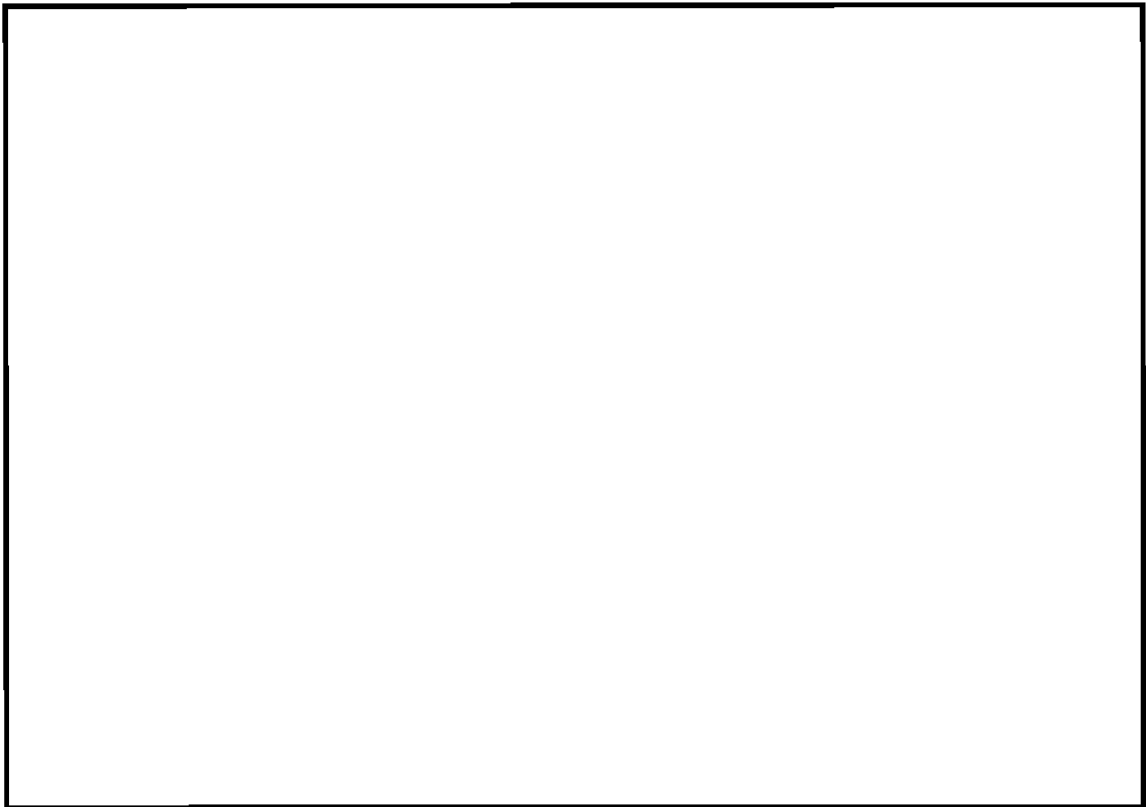
b2  
b6  
b7C

-----Original Message-----

**From:** [redacted] (OGC) (FBI)  
**Sent:** Friday, March 16, 2007 9:20 AM  
**To:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Cc:** BEERS, ELIZABETH RAE (OCA) (FBI); [redacted] (OGC) (FBI)  
**Subject:** IMPORTANT CHANGE Re "Judiciary testimony"  
**Importance:** High

UNCLASSIFIED  
NON-RECORD

Duplicate



-----Original Message-----

**From:** BEERS, ELIZABETH RAE (OCA) (FBI)  
**Sent:** Friday, March 16, 2007 8:45 AM  
**To:** CAPRONI, VALERIE E. (OGC) (FBI); KALISCH, ELENI P. (OCA) (FBI); MONACO, LISA (DO) (OGA)  
**Cc:** [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (DO) (FBI); [redacted] (DO) (FBI)  
**Subject:** RE: Judiciary testimony  
**Importance:** High

b6  
b7C

UNCLASSIFIED  
NON-RECORD

Duplicate



-----Original Message-----

**From:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Sent:** Thursday, March 15, 2007 8:37 AM  
**To:** BEERS, ELIZABETH RAE (OCA) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); KALTSCH, ELENI P. (OCA) (FBI); [redacted] (DO) (OGA); [redacted] (OGC) (FBI)  
**Subject:** Judiciary testimony

b6  
b7c

**UNCLASSIFIED**  
**NON-RECORD**

Duplicate



**UNCLASSIFIED**

**UNCLASSIFIED**

**UNCLASSIFIED**

b6  
b7C

**From:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Sent:** Friday, December 08, 2006 9:09 AM  
**To:** [redacted] (OGC) (FBI)  
**Cc:** [redacted] (OGC) (FBI); THOMAS, JULIE E. (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)  
**Subject:** RE: LEGISLATIVE PROPOSALS Re NSLs [OCA's Deadline: Today at 1:00]  
**UNCLASSIFIED**  
**NON-RECORD**

They look good to me, although I predict Congress will resolve the issue in #1 in the other direction (i.e., expressly require us to pay).

-----Original Message-----

b6  
b7C

**From:** [redacted] (OGC) (FBI)  
**Sent:** Friday, December 08, 2006 8:47 AM  
**To:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Cc:** [redacted] (OGC) (FBI); THOMAS, JULIE F. (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)  
**Subject:** FW: LEGISLATIVE PROPOSALS Re NSLs [OCA's Deadline: Today at 1:00]  
**Importance:** High

**UNCLASSIFIED**  
**NON-RECORD**

Valerie,

b6  
b7C

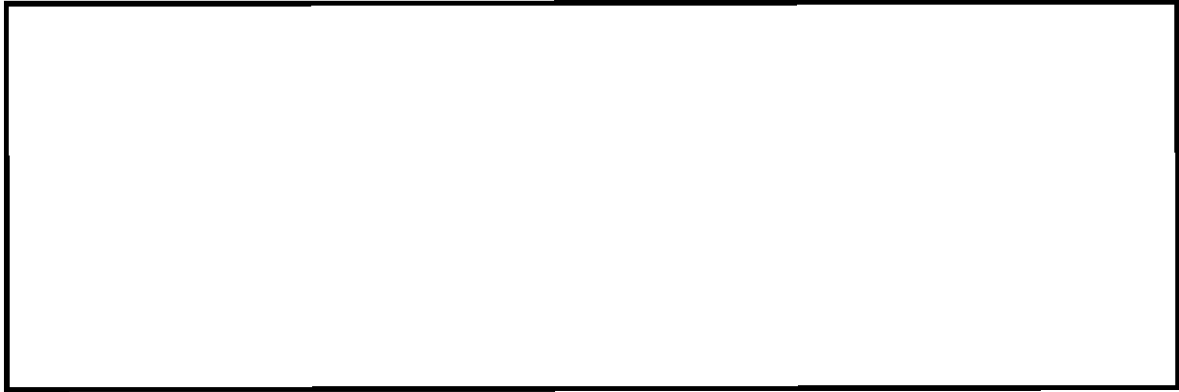
Below are two NSL-related legislative proposals that came from the NSL working group. We request that you approve these proposals and submit them to [redacted] and [redacted] in OCA. OCA deadline for proposals is 1:00 p.m. today.

The two legislative proposals are as follows:



b5

b5



Thank you.

-----Original Message-----

**From:** [redacted] OGC (FBI)  
**Sent:** Friday, December 08, 2006 8:31 AM  
**To:** [redacted] OGC (FBI)  
**Subject:** LEGISLATIVE PROPOSALS Re NSLs [OCA's Deadline: Today at 1:00]  
**Importance:** High

**UNCLASSIFIED**  
**NON-RECORD**

b6  
b7C



Here are two of the three legislative proposals that I mentioned to you last night. In the absence of Julie and [redacted] today, **request** that you forward them to GC Caproni, recommending that she approve them and forward them to [redacted] and [redacted] in OCA.

These proposals were unforeseen prior to Wednesday afternoon's meeting of our NSL Working Group. In any event, I learned this morning that **OCA's deadline is 1:00 pm today** (rather than COB).

Thanks!



b6  
b7C

-----Original Message-----

**From:** [redacted] OGC (FBI)  
**Sent:** Thursday, December 07, 2006 4:15 PM  
**To:** [redacted] OGC (FBI)  
**Cc:** [redacted] (CTD) (FBI)  
**Subject:** LEGISLATIVE PROPOSALS Re NSLs  
**Importance:** High

**UNCLASSIFIED**  
**NON-RECORD**

**UNCLASSIFIED**

NSL VIO-30596

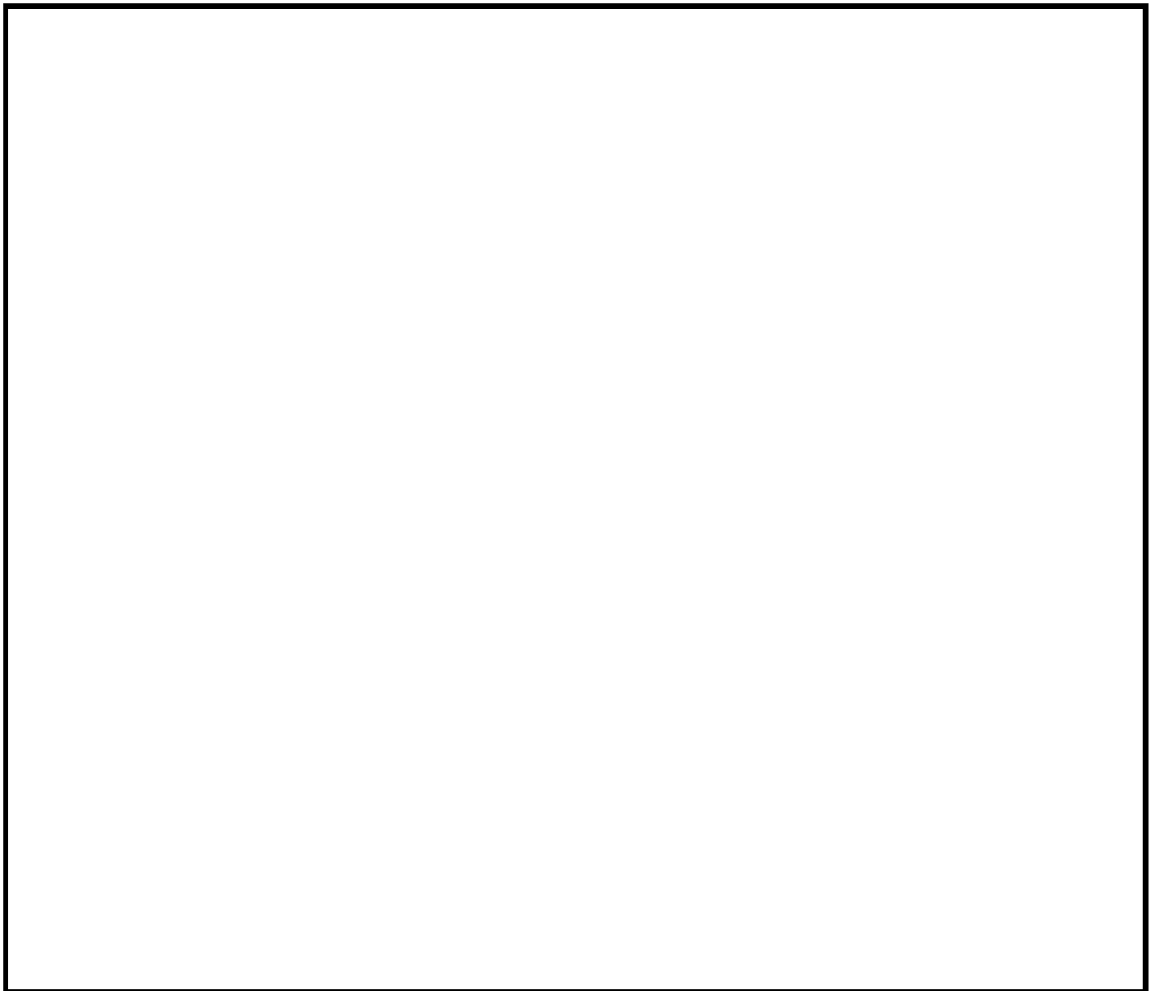
**NON-RECORD**

b6  
b7C





As you'll recall, at the conclusion of yesterday's NSL Working Group meeting, Julie endorsed the recommendation that we should go forward with two NSL-related legislative proposals.

As you'll also recall, OCA is currently processing another list of legislative proposals with a **DOJ deadline of tomorrow (Friday, 8 December)**. Therefore, I recommend that we submit our additional NSL proposals now so as to take advantage of this week's submission opportunity.



b5

b6  
b7C

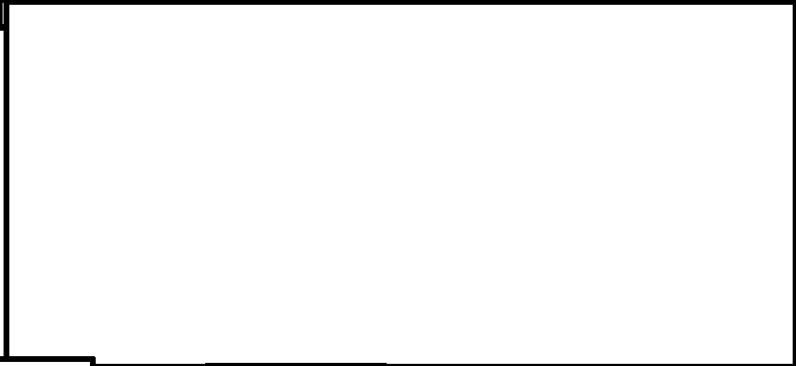
**RECOMMENDATION:** Forward the above proposals from yesterday's NSL Working Group meeting to GC Caproni, requesting her approval and her submission of the proposals to  and  in OCA.

b6  
b7c



-----Original Message-----

**From:** [redacted] (DO) (FBI)  
**Sent:** Wednesday, November 29, 2006 11:22 AM  
**To:** [redacted] (OPA) (FBI); [redacted] (DO) (FBI); [redacted] (CD) (FBI); [redacted]



b6  
b7c

**Cc:** [redacted] (DO) (FBI); [redacted] (CJIS) (FBI); [redacted] (CJIS) (FBI); [redacted] (OCA) (FBI)  
**Subject:** DOJ Request for Legislative Proposals for the 110th Congress  
**Importance:** High

**UNCLASSIFIED**  
**NON-RECORD**

All:

The FBI has been requested to prepare and present a list of legislative proposals for potential inclusion in DOJ's Legislative Agenda List for the 110th Congress.

b6  
b7c

**Unfortunately, in their memo dated yesterday, 11/28/06, DOJ has determined a firm deadline of next Friday, December 8th. At that time, I must turn in a completed document, outlining any and all proposals. Therefore, I apologize in advance that we have so little time, but I would still like to request your help.**

Those of you on this list are my steady contacts for Counter Intelligence, Counter Terrorism, Criminal, Cyber, CJIS, WMD, the Laboratory, and OTD. [redacted] (Beth Beers recommended you as a contact for us for the Laboratory). I am hopeful that in your positions, you will either be able to help me directly or, if you are not the proper people I need to work with, you will at least be able to FORWARD this Email to the appropriate folks. If you could, PLEASE cc me on that missive - so that I will know who to try and contact with any further questions.

We are looking for ideas that you would like to see the Department

of Justice work, on behalf of the FBI, before Members of Congress during the 110th Session. I am attaching an example of a proposal idea with this message, and ask that to the best of your ability, you tailor any suggestions you have to fit into this format and include as much of the requested information as you can.

I'd be more than happy to talk to you all if you have questions. Please know that LAU intends to follow through with our original plan of arranging meetings with each Division individually, come January, and working on further proposals. However, if we could get from you what you might have right now - whether you've submitted them in the past before or not - we'll meet DOJ's deadline, and then in January, continue to expand upon it.

Thank you again for your attention to this today....

<< File: FY 08 DOJ Legislative Call Master.wpd >>

Sincerely

[Redacted]

AUC, Legislative Affairs Unit  
Office of Congressional Affairs

[Redacted]

b6  
b7C  
b2

**UNCLASSIFIED**

**UNCLASSIFIED**

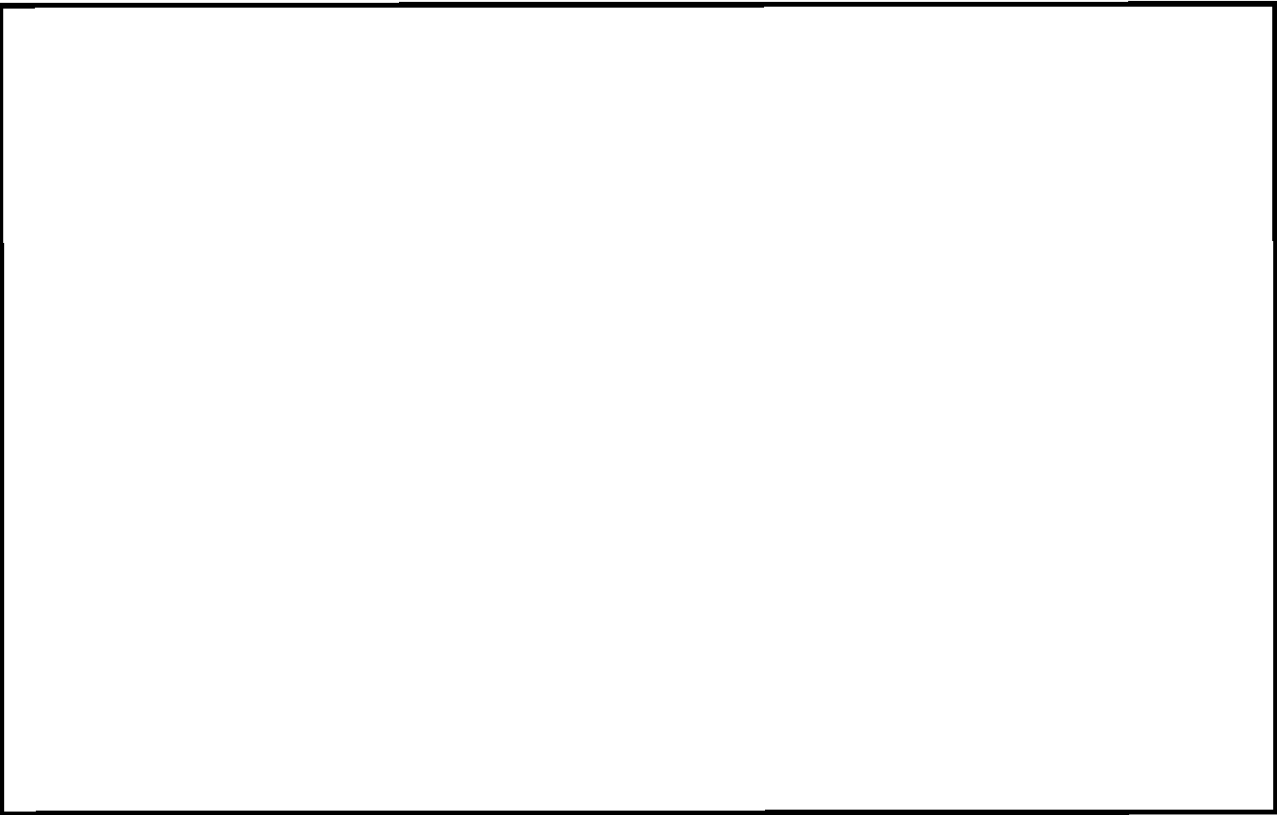
**UNCLASSIFIED**



b6  
b7C  
b2  
b7E

**From:** [redacted] (FBI)  
**Sent:** Monday, March 12, 2007 10:58 AM  
**To:** CAPRONI, VALERIE E. (OGC) (FBI); [redacted] (OGC);  
(FBI); THOMAS, JULIE E. (OGC) (FBI)  
**Cc:** [redacted] (FBI);  
[redacted] (OGC) (FBI);  
[redacted] (FBI)  
**Subject:** RE: NSL Credit report response

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged  
**SECRET//NOFORN** Duplicate  
**RECORD xxxx**



b6  
b7C  
b2  
b7E

-----Original Message-----  
**From:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Sent:** Monday, March 12, 2007 8:51 AM  
**To:** [redacted] (OGC) (FBI); THOMAS, JULIE E. (OGC) (FBI)  
**Cc:** [redacted] (FBI); [redacted] (FBI); [redacted] (OGC) (FBI)  
**Subject:** RE: NSL Credit report response

**SECRET//NOFORN** Duplicate  
**RECORD xxxx**



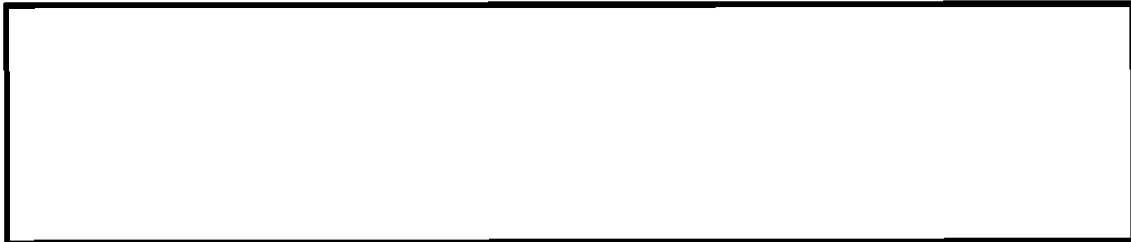
b6  
b7C  
b2  
b7E

-----Original Message-----

**From:** [redacted] (OGC) (FBI)  
**Sent:** Monday, March 12, 2007 8:34 AM  
**To:** THOMAS, JULIE F. (OGC) (FBI); CAPRONI, VALERIE E. (OGC) (FBI)  
**Cc:** [redacted] (FBI); [redacted] (OGC) (FBI)  
**Subject:** RE: NSL Credit report response

~~SECRET~~//NOFORN  
RECORD xxxx

Duplicate



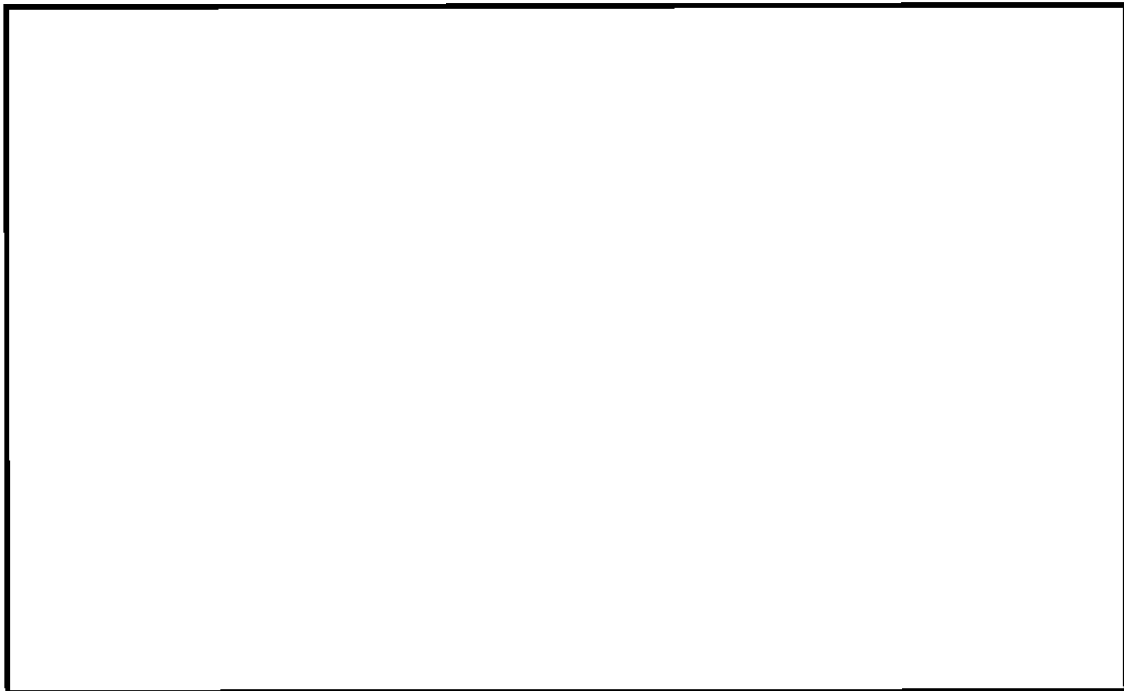
-----Original Message-----

**From:** THOMAS, JULIE F. (OGC) (FBI)  
**Sent:** Sunday, March 11, 2007 4:16 PM  
**To:** CAPRONI, VALERIE E. (OGC) (FBI); [redacted] (FBI); [redacted] (OGC) (FBI); [redacted] (FBI)  
**Cc:** [redacted] (FBI)  
**Subject:** RE: NSL Credit report response

b6  
b7C  
b2  
b7E

~~SECRET~~//NOFORN  
RECORD xxxx

Duplicate



-----Original Message-----

**From:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Sent:** Sunday, March 11, 2007 4:54 PM  
**To:** [redacted] (FBI); [redacted] (OGC) (FBI); [redacted] (FBI)

b6  
b7C  
b2  
b7E

b6  
b7C  
b2  
b7E

**Cc:** [redacted] (FBI); THOMAS, JULIE F. (OGC) (FBI)  
**Subject:** RE: NSL Credit report response

~~SECRET~~ Duplicate  
RECORD NON RECORD

[redacted]

-----Original Message-----

**From:** [redacted] (FBI)  
**Sent:** Thursday, March 08, 2007 3:00 PM  
**To:** CAPRONI, VALERIE E. (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (FBI)  
**Cc:** [redacted] (FBI); THOMAS, JULIE F. (OGC) (FBI)  
**Subject:** RE: NSL Credit report response

b6  
b7C  
b2  
b7E

~~SECRET~~ Duplicate  
RECORD NON RECORD

[redacted]

-----Original Message-----

**From:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Sent:** Thursday, March 08, 2007 1:01 PM  
**To:** [redacted] (OGC) (FBI); [redacted] (FBI)  
**Cc:** [redacted] (FBI); THOMAS, JULIE F. (OGC) (FBI)  
**Subject:** RE: NSL Credit report response

b6  
b7C  
b2  
b7E

~~SECRET~~ Duplicate  
RECORD NON RECORD

[redacted]

-----Original Message-----

**From:** [redacted] (OGC) (FBI)  
**Sent:** Thursday, March 08, 2007 10:22 AM  
**To:** [redacted] (FBI)  
**Cc:** [redacted] (FBI); CAPRONI, VALERIE E. (OGC) (FBI); THOMAS, JULIE F. (OGC) (FBI)  
**Subject:** RE: NSL Credit report response

b6  
b7C  
b2  
b7E

~~SECRET~~ Duplicate  
RECORD NON RECORD

[redacted]

Duplicate



b6  
b7C  
b2  
b7E

-----Original Message-----  
**From:** [redacted] (FBI)  
**Sent:** Thursday, March 08, 2007 9:57 AM  
**To:** [redacted] (FBI);  
[redacted] (OGC) (FBI)  
**Cc:** [redacted] (FBI)  
**Subject:** RE: NSL Credit report response

~~SECRET~~  
RECORD NON RECORD

Duplicate

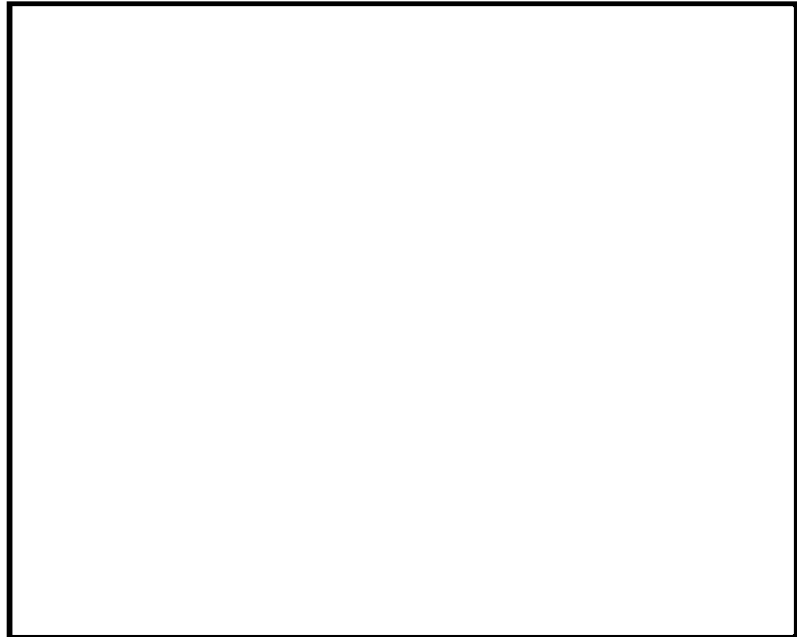


b6  
b7C  
b2  
b7E

-----Original Message-----  
**From:** [redacted] (FBI)  
**Sent:** Thursday, March 08, 2007 9:45 AM  
**To:** [redacted] (FBI)  
**Cc:** [redacted] (FBI)  
**Subject:** FW: NSL Credit report response

~~SECRET~~  
RECORD NON RECORD

Duplicate



b6  
b7C  
b2  
b7E

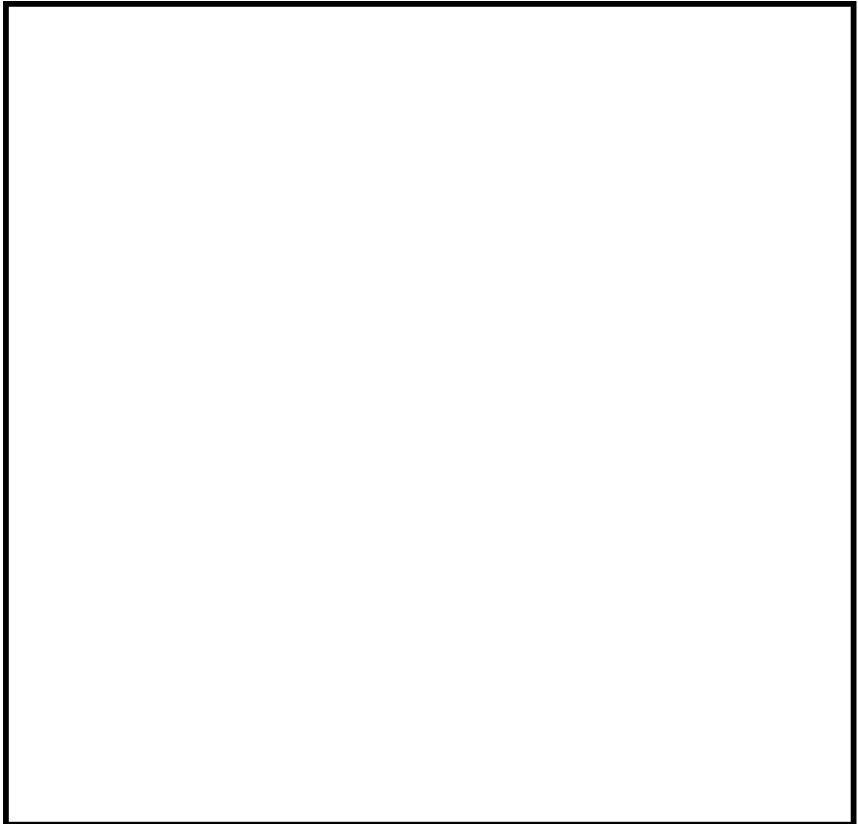
-----Original Message-----  
**From:** [redacted] (FBI)  
**Sent:** Wednesday, March 07, 2007 3:28 PM

b6  
b7C

To: [Redacted] (FBI)  
Cc: [Redacted] (FBI)  
Subject: NSL Credit report response

~~SECRET~~  
RECORD NON RECORD

Duplicate



~~DERIVED FROM: Multiple Sources  
DECLASSIFICATION EXEMPTION 1  
SECRET~~

~~DERIVED FROM: Multiple Sources  
DECLASSIFICATION EXEMPTION 1  
SECRET~~

~~DERIVED FROM: Multiple Sources  
DECLASSIFICATION EXEMPTION 1  
SECRET~~

~~DERIVED FROM: Multiple Sources  
DECLASSIFICATION EXEMPTION 1  
SECRET~~

~~DERIVED FROM: Multiple Sources  
DECLASSIFICATION EXEMPTION 1  
SECRET~~

~~DERIVED FROM: Multiple Sources  
DECLASSIFICATION EXEMPTION 1  
SECRET~~

~~DERIVED FROM: Multiple Sources  
DECLASSIFICATION EXEMPTION 1  
SECRET~~

~~DERIVED FROM: Multiple Sources  
DECLASSIFICATION EXEMPTION 1  
SECRET//NOFORN~~

~~DERIVED FROM: Multiple Sources  
DECLASSIFICATION EXEMPTION 1  
SECRET//NOFORN~~

~~DERIVED FROM: Multiple Sources  
DECLASSIFICATION EXEMPTION 1  
SECRET//NOFORN~~

~~DERIVED FROM: Multiple Sources  
DECLASSIFICATION EXEMPTION 1  
SECRET//NOFORN~~

b6  
b7c

**From:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Sent:** Tuesday, April 03, 2007 8:46 AM  
**To:** [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)  
**Cc:** [redacted] (OGC) (FBI); LAMMERT, ELAINE N. (OGC) (FBI)  
**Subject:** RE: Toll records  
**SENSITIVE BUT UNCLASSIFIED** Outside the Scope  
**NON-RECORD**

[redacted]

-----Original Message-----

b6  
b7c

**From:** [redacted] (OGC) (FBI)  
**Sent:** Tuesday, April 03, 2007 8:31 AM  
**To:** CAPRONI, VALERIE E. (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)  
**Cc:** [redacted] (OGC) (FBI); LAMMERT, ELAINE N. (OGC) (FBI)  
**Subject:** RE: Toll records

**SENSITIVE BUT UNCLASSIFIED** Outside the Scope  
**NON-RECORD**

[redacted]

DATE 12-14-2007 BY 65179 dmh/ksr/prs

NSL VIO-30606

-----Original Message-----

**From:** CAPRONI, VALERIE E. (OGC) (FBI)

**Sent:** Monday, April 02, 2007 7:32 PM

**To:** [REDACTED] (OGC) (FBI); [REDACTED] (OGC) (FBI); [REDACTED] (OGC) (FBI)

**Cc:** [REDACTED] (OGC) (FBI); LAMMERT, ELAINE N. (OGC) (FBI)

**Subject:** Toll records

**Importance:** High

**SENSITIVE BUT UNCLASSIFIED** Outside the Scope 4/2/07 email

**NON-RECORD**

b6  
b7C



**SENSITIVE BUT UNCLASSIFIED**

**SENSITIVE BUT UNCLASSIFIED**

**SENSITIVE BUT UNCLASSIFIED**



**From:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Sent:** Wednesday, March 14, 2007 8:03 PM  
**To:** [REDACTED] (OGC) (FBI); BEERS, ELIZABETH RAE (OCA)  
[REDACTED] (FBI)  
**Cc:** [REDACTED] (OGC) (FBI)  
**Subject:** testimony  
**UNCLASSIFIED**  
**NON-RECORD**

b6  
b7c

This isn't complete and it hasn't been proofed, but I am sending it along so that NSLB can start work on filling in some of the gaps and OCA can tell me if this is what you were thinking about.



housejudiciaryig200  
7.001.wpd (...)

**UNCLASSIFIED**

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 12-14-2007 BY 65179 dmh/ksr/prs

NSL VIO-30616

