ALL INFORMATION CONTAINED WHERE SHOWN OTHERWISE

(01/26/1998)

HEREIN IS UNCLASSIFIED EXCEPT

DATE: 11-27-2007 CLASSIFIED BY 65179 DMH/KSR/cb

PEASON: 1.4 (c)

DECLASSIFY ON: 11-27-2032

SECRET

FEDERAL BUREAU OF INVESTIGATION

#1082884

	Prece	edence:	ROUTINE		Date:	05/11/05
	To:	Directo	r's Office	Attn: OPR		
		Counter:	intelligence	Attn: AD		
o6 o7c o2	From	Nat Co i	al Counsel tional Securi ntact:	ty Law Branch/Rm. e F	7975	
(U)		TED #:	278-но-с	1229736-VIO		
(0)	Title		INTELLIGENC (IOR) MATTE	E OVERSIGHT BOARD R 2005-	b2	
(U)	to the (OPR)	ser (OGC ne IOE am OGC n	nd to the FBI	opinion of the O ove referenced ma 's Office of Prif and deliver the r follows.	essional Respo	eported nsibility
	(U) — >	Derive Declas	d from : G-3 sify on: 25X-1 1229736-VIO Seria		
(U) ····	Refe	rence:	278-но-с	1229736-VIO Seria	1 794	
	Admir flotr	nistrativ	∕e: (U) Thi	s communication cootnotes, downloa	cntains one or	

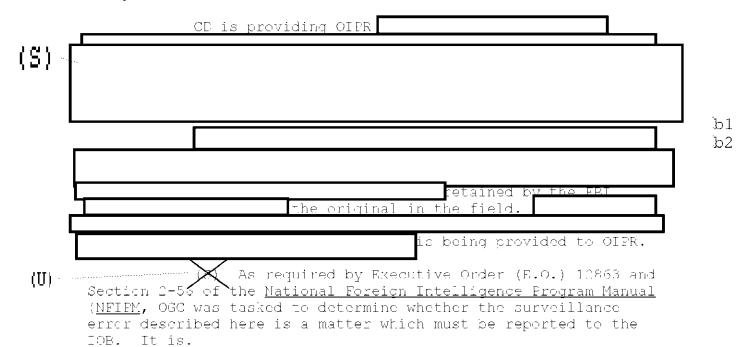


) ····	To: Counterintelligence From: General Counsel	
•	Details: (S) By electronic communication (EC) April 4, 2005, (cited below) ¹ , the Counterintelligence Division ("CD") reported a possible IOB error in conjunction with its	
	In this regard, reported that, on June 10, 2004, the United States Foreign Intelligence Surveillance Court (FISC) authorized electronic surveillance	k k k
){	The original authorization was based, in part, on the	b:
š)	results of a National Security Letter to which verified that as of	b' b' b'
	Subsequent electronic surveillance of the number confirmed that was the user, and on October 3, 2004, it was the user learned that	
]
; }	Because electronic surveillance for the cellular telephone number was]
		7
, [Activity on the cellular telephone number resumed on the activity	_
_	and minimal content of the calls. On December 17, 2004, at the request of the FBI, advised that was not the current subscriber of cellular telephone number	_ b b b b
	1 (U) <u>See</u> EC from the Counterintelligence Division to the General Counsel, dated 04,04/05 Case ID# 178-HQ-C1229736-VIO Serial 794, titled "Intelligence Oversight Board Matter."	٠,٠

SECRET

To: Counterintelligence From: General Counsel (U) — Re: 278-HQ-C1229736-VIO, 05/11/05

On December 17, 2004, electronic surveillance of this cellular telephone was discontinued at 10:55 a.m. EST.



(U) Section 2.4 of E.O. 12863, dated 09/13/1993, mandates that Inspectors General and General Counsel of the Intelligence Community components (in the FBI, the Assistant Director, Inspection Division, and the General Counsel, OGC, respectively) report to the IOB all information "concerning intelligence activities that they have reason to believe may be unlawful or contrary to Executive order or Presidential directive." In this instance, the FISA collection on telephone mumber was done without the authorization required by law. Consequently, in accordance with E.O. 12863 and Section 2-56 of the NFIPM, the error must be reported to the IOB, which

Lead(s):

(S)

Set Lead 1: (Action)

this Office will do.

DIRECTOR'S OFFICE

SECRET

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SECRET

(U) To: Counterintelligence From: General Counsel 278-HQ-C1229736-VIO, 05/11/05

AT OPR, FO, DC

(U) For review and action deemed appropriate.

Set Lead 2: (Action)

COUNTERINTELLIGENCE DIVISION

AT WASHINGTON, DC

(U) CD-3A is requested to ensure that CD's EC 278-HQ-C12229736-VIO, Serial 794, has been submitted to the Office of Intelligence Policy and Review, Department of Justice.



**

DATE: 11-27-2007

CLASSIFIED BY 65179 DMH/KSR/cb

REASON: 1.4 (c)

DECLASSIFY ON: 11-27-2032



	INTELLIGENCE OVERSIGHT BOARD (IOE) MATTER COUNTERINTELLIGENCE DIVISION IOB MATTER 2005 (U)	b2
703	The Counterintelligence Division ("CD") of the Federal Bureau of Investigation ("FBI") has reported an electronic surveillance error in conjunction with that division's	-
(S) (S)	In this regard, on June 10, 2004, the United States Foreign Intelligence Surveillance Court authorized electronic surveillance on several telephone numbers, including cellular telephone number. Subsequent investigation revealed that this cellular telephone number was not being utilized. On December 17, 2004, electronic surveillance of this number was discontinued at 16:55 a.m. CD is providing the Office of Intelligence Policy and Review ("OIFR"). Department of Justice	」 b1 b6
(S) [Review ("OffR"). Department of Districes	b7C b2

(U) This matter has been reported to the FBI's Office of Professional Responsibility for appropriate action.

Derived from: G-3
Declassify on: 25X1
SECRET

(01/26/1998)

DATE: 11-27-2007

CLASSIFIED BY 65179 DMH/KSR/ch

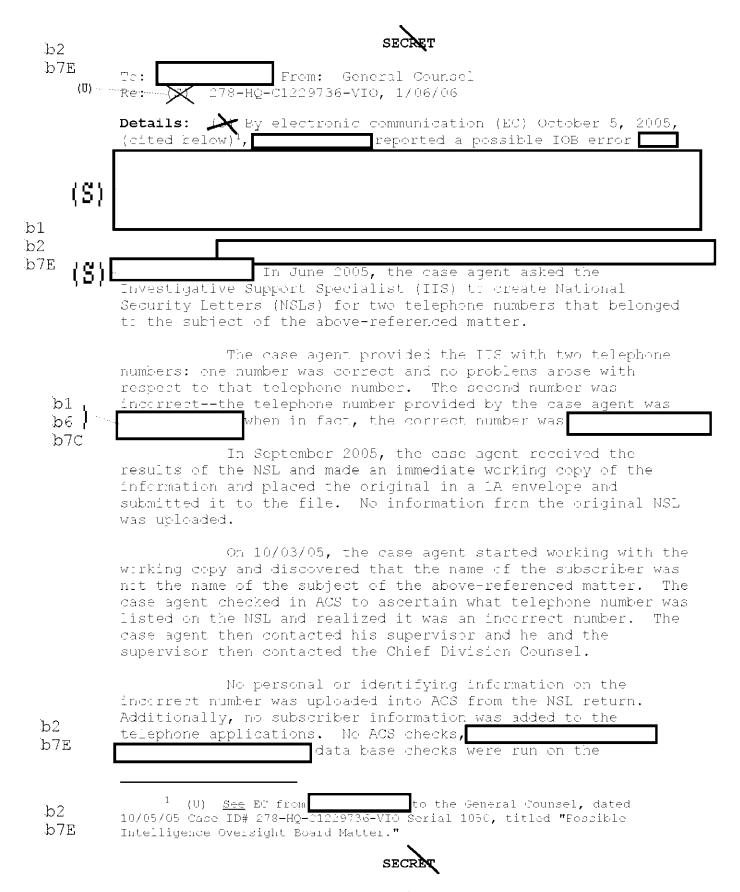
REASON: 1.4 (c)

DECLASSIFY ON: 11-27-2032

FEDERAL BUREAU OF INVESTIGATION

Date: 1/06/06 Precedence: ROUTINE To: Director's Office Attn: OPR Attn: GDC b2 b7E **b**6 From: General Counsel b7C National Contact: <u>Thomas Julie F</u> Approved By: Drafted By: $\left\langle f{U}
ight
angle$ Case ID #: 278-HQ-C1229736-VIO INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER 2006 (U) Synopsis: It is the opinion of the Office of General Crunsel (OGC) that the above referenced matter must be reported to the IOP and to the FBI's Office of Professional Responsibility (OPR). OGC will prepare and deliver the required correspondence to the IOB. Our analysis follows. Declassify on: 25%-1 **Reference:** 278-HQ-C1229736-VIO Serial 794 Administrative: (U) This communication contains one or more footnotes. To read the footnotes, download and print the document in Corel WordPerfect.





information. No open source or internet checks were done, either. The original NSL, as well as the responsive information which consisted of subscriber information and toll records, was turned over to the Chief Division Counsel and is secured in his safe.

As required by Emecutive Order (E.O.) 12863 and Section 2-56 of the <u>National Foreign Intelligence Program Manual</u> (<u>NFIPM</u>, OGC was tasked to determine whether the collection error described here is a matter which must be reported to the IOB. It is.

(U) Section 2.4 of E.O. 12863, dated 09/13/1993, mandates that Inspectors General and General Counsel of the Intelligence Community components (in the FBI, the Assistant Director, Inspection Division, and the General Counsel, CGC, respectively) report to the IOB all information "concerning intelligence activities that they have reason to believe may be unlawful or contrary to Executive order or Presidential directive." In this instance, the collection on telephone number pursuant to the NSL was done without the

pursuant to the NSL was done without the authorization required by law. Consequently, in accordance with E.O. 12863 and Section 2-56 of the NFTPM, the error must be reported to the IOB, which this Office will do.

b1 b6 b7c

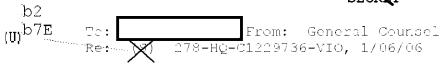
Lead(s):

Set Lead 1: (Action)

b2 b7E

(U) Coordinate with FBIHQ, the Counterintelligence Division, to ensure that all information collected pursuant to the NSL is sequestered, sealed and delivered to the Counterintelligence Division for submission to the Office of Intelligence Policy and Review, Department of Justice, for destruction.





Set Lead 2: (Discretionary)

<u>INSPECTION</u>

AT WASHINGTON, DC

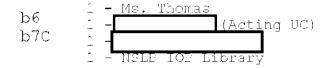
(U) For appropriate action.

Set Lead 3: (Info)

<u>Counterintelligence</u>

AT WASHINGTON, D.C.

(U) For information only.



DATE: 11-27-2007

CLASSIFIED BY 65179 DMH/KSR/cb

PEASON: 1.4 (c)

DECLASSIFY ON: 11-27-2032



(U)	INTELLIGENCE OVERSIGHT BOARD (IOE) MATTER (U) IOB MATTER 2006	b2 b7E
(S) (S)	The Field Office of the Federal Bureau of Investigation. ("FBI") has reported an error in conjunction with that division's investigation of a United States person. In this regard, two National Security Letters (NSL) were created for two telephone numbers. One telephone number was, in fact, Subscriber information and toll records were collected for the incorrect number pursuant to the NSL. When realized its error, it secured the records produced for the incorrect number in the safe of Chief Division Counsel. Will provide these records to the Office of Intelligence Policy and Review ("OTPR"), Department of Justice.	b2 b7E b1 b6 b7C

(U) This matter has been reported to the FBI's Office of Professional Responsibility for appropriate action.

Derived from: 8-3
Declassify on: 25X1
SECRET

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT

(01/26/1998)

WHERE SHOWN OTHERWISE

DATE: 11-27-2007

CLASSIFIED BY 65179 DMH/KSR/cb

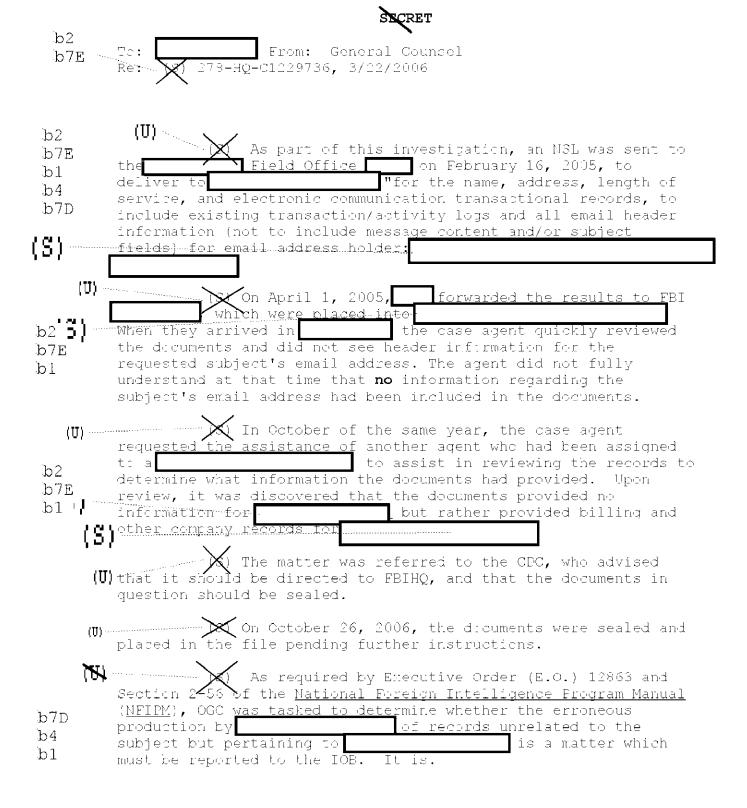
REASON: 1.4 (c)

DECLASSIFY ON: 11-27-2032

SECRET

FEDERAL BUREAU OF INVESTIGATION

	Precedence: ROUTINE Date: 3/24/06
b2 b7E	To: Director's Office Inspection Attn: CDC
b6 b7C	From: General Counsel National Security Affairs/Room 7974 Contact: Julie F. Thomas
	Approved By: Thomas Julie F
$\mathfrak{r}_{ ext{b1}}$	Drafted By:
b2 b7E	Case ID #: (S) 278-HQ-C1229736
b2	Title: (U) possible intelligence oversight board matter 2006-
	Synopsis: It is the opinion of the Office of the General Counsel (OGC) that the above-referenced matter must be reported to the IOB and to the FBI's Office of Professional Responsibility (OPR). OGC will prepare and deliver the required correspondence to the IOB. Our analysis follows.
	(U) Derived from : G 3 Declassify On: X1
	Reference: (278-HQ-C1229736
·U)	Details: As noted in the electronic communication (EC), this matter has arisen as a result of a National Security Letter (NSL) issued by Baltimore in a full field counterintelligence investigation.



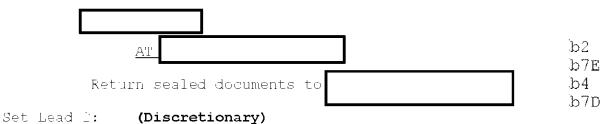
(U) From: General Counsel b2
Re: 278-HQ-C1229736, 3/22/2006

Section 2.4 of E.O. 12863, dated 9/13/1993.

mandates that Inspectors General and General Counsel of the Intelligence Community components (in the FBI, the Assistant Director, Inspection Division, and the General Counsel, OGC, respectively) report to the IOB all information "concerning intelligence activities that they have reason to believe may be unlawful or contrary to Executive Order or Presidential directive." In this instance, the erroneous production by Network Solutions of records unrelated to the subject, but

pertaining to was done without the authorization required by law. Consequently, in accordance with E.O. 12863 and Section 2-56 of the NFIPM, the error must be reported to the 10B, which this Office will do.

Set Lead 1: (Action)

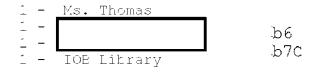


b1

INSPECTION

AT WASHINGTON, D.C.

(U) For appropriate action.



SECRET-

(U) INTELLIGENCE OVERSIGHT BOARD (IOE) MATTER FIELD OFFICE IOB MATTER 2006-	.b2 .b7E
of Investigation has reported an error in conjunction with a response to a National Security Letter (NSL) to	b2 b7E
pursuant to the NSL, did not	.b7D
provide records which were related to the subject's email address, as requested, but rather, erroneously provided recorpertaining to the domain.	.b4 rds

(U) This matter has been reported to the FBI's Office of Professional Responsibility for appropriate action.

Derived from : G-3
Declassify on: 25%1

(01/26/1998)

SECRET

DATE: 11-27-2007

CLASSIFIED BY 65179 DMH/KSR/cb

REASON: 1.4 (c)

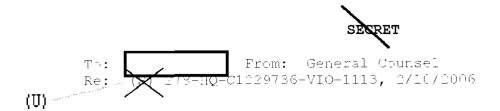
DECLASSIFY ON: 11-27-2032

FEDERAL BUREAU OF INVESTIGATION

	Precedence:	ROUTINE		Date: 2/10/06
	To: Directo	r's Office	Attn:	OPR
			Attn:	CDC
b6 b7C	Na	al Counsel tional Security A: ntact: Julie F. 1		
	Approved By:	Thomas Julie F.		
(U) ····	Drafted By:			
1-1	Case ID #:			
(b2 ··	Title:	FOSSIBLE INTI	ELLIGENCE OVERSIG	HT BOARD MATTER
(U) ···	Counsel (OGC to the IOP a (OPR). OGC		referenced matter ffice of Professi deliver the requi	e of the General must be reported onal Responsibility red correspondence
	(U) Derived from Declassify		
(U) ···	Reference:	278-HQ-C12297:	36-VIO-1113	
b1 b7A b2	Details:	As noted in the has arisen as a re	ne electronic com	tigation titled
b7E b4 b7D	investigatio	n, a National Sec o	rity Letter (NSI	_
			SECRET IN1S N	SL sought

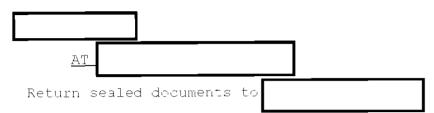
	b2	
(U) -	To: From: General Counsel b7E Re: 278-HQ-C1229736-VIO-1113, 2/10/2006	b1
(subscriper and tell records for telephone number served the NSL and, via an EC dated 12/30/2005, returned to a package of material provided by Included in the EC from was the name and address of the subscriber to this telephone number.	b7A b2 b7E b4 b7D
(S)	When the case agent received the material, he noted that the telephone number subscriber was unknown to him. He checked the telephone number of the subject and determined that the telephone number had been erroneously transposed when the NSL was drawn up from his request: the correct telephone number on his request was	b1 b7A b2 b7E
	The package of material from received from has not been opened and will be stored in a secure location pursuant to instructions given in an email of AGC to all CDCs dated 11/22/2005.1	b6 b7C b4 b7D
	As required by Executive Order (E.O.) 10863 and Section 2-56 of the <u>National Foreign Intelligence Frogram Manual(NFIPM)</u> , CGC was tasked to determine whether the production of documents by pursuant to the erroneous telephone number in the NSL drawn up by and served by is a matter which must be reported to the IOB. It is.	b4 b7D b2 b7E
	Section 2.4 of E.O. 12863, dated 9/13/1993. mandates that Inspectors General and General Counsel of the Intelligence Community components (in the FBI, the Assistant Director, Inspection Division, and the General Counsel, OGC, respectively) report to the IOB all information "concerning intelligence activities that they have reason to believe may be unlawful or contrary to Executive Order or Presidential directive." In this instance, the production of subscriber and tell records by	
	telephone number was done without the authorization required by law. Consequently, in accordance with E.O. 12863 and Section 2-56 of the NFIFM, the error must be reported to the IOB, which this Office will do.	b4 b7D

 $^{^1{}m This}$ email instructed the CDCs in Field Offices to seal and sequester information improperly received from a carrier pursuant to an NSL



b2 b7E





b2 b7E b4 b7D

Set Lead 2: (Discretionary)

<u>INSPECTION</u>

AT WASHINGTON, D.C.

(U) For appropriate action.

1 - Ms. Thomas 1 - (Acting UC) 1 - IOE Library



(01/26/1998)

THE ONCEASSIFIED EXCEPT
SHOWN OTHERWISE DATE: 11-27-2007

CLASSIFIED BY 65179 DMH/KSR/cb

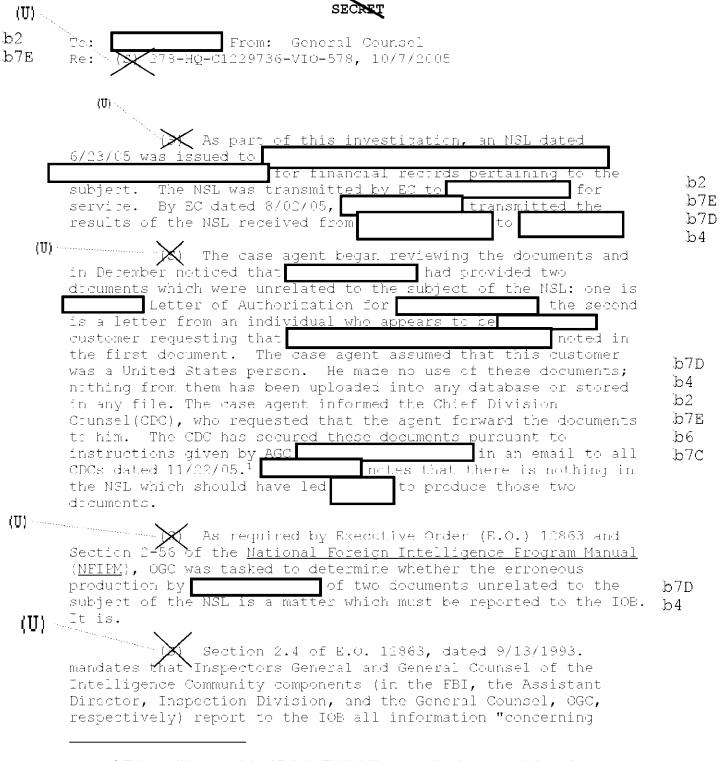
REASON: 1.4 (c)

DECLASSIFY ON: 11-27-2032

SECRET

FEDERAL BUREAU OF INVESTIGATION

	Precedence: ROUTINE	Date: 2/06/06
	To: Director's Office	Attn: OPR
		Attn: CDC
b6 b7C	From: General Counsel National Security Affairs/Roo Contact: Julie F. Thomas	m 7974
	Approved By: Thomas Julie F.	
	Drafted By:	
(U)	Case ID #: 278-HQ-C1229736-VIO	
(U) ····	ritle b2 Fossible intelligence 2006	OVERSIGHT BOARD MATTER
(U) ···	Synopsis: It is the opinion of the Counsel (OGC) that the above-referenced to the IOP and to the FBI's Office of P (OPR). OGC will prepare and deliver that the IOP. Our analysis follows.	matter must be reported rofessional Responsibility
	(U) Derived from : 8-3 Declassify On: X1	
	Reference: 278-HQ-C1229736-VIO-578	
b1 b7A b6 b7c	Details: As noted in the electron this matter has arisen as a result of a (NSL) issued by	nic communication (EC), National Security Letter
.b2		
b7E		
	SECRET	



¹ This email instructed the CDCs in Field Offices to seal and sequester information improperly received from a carrier pursuant to an NSL.



Tq: From: General Coursel Re: 278-HQ-C1229736-VIO-578, 10/7/2005

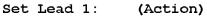
b2 b7E

intelligence activities that they have reason to believe may be unlawful or contrary to Executive Order or Presidential directive." In this instance, the erroneous production by of two documents concerning an individual who is most probably a United States person was done without the authorization required by law. Consequently, in accordance with E.O. 12863 and Section 2-56 of the NFIPM, the error must be reported to the IOB, which this Office will do.

SECRET

.b4

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Set Lead 2: (Discretionary)

INSPECTION

AT WASHINGTON, D.C.

(U) For appropriate action.





DATE: 11-27-2007

CLASSIFIED BY 65179 DMH/KSR/cb

REASON: 1.4 (c)

DECLASSIFY ON: 11-27-2032



INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER FIELD<u>OF</u>ĘICE b2 IOB MATTER 2006b7E The Field Office of the Federal Bureau (S) of Investigation has reported an error in conjunction with that division's In this regard, b1 in response to a National Security Letter (NSL) to b2 erroneously provided two documents which were b7E unrelated to the subject of the NSL, which were associated with a b7D customer who is probably a United States person. b4 (U) This matter has been reported to the FBI's Office b6 of Professional Responsibility for appropriate action. b7C b7A Derived from : G-3 Declassify on: 25X1

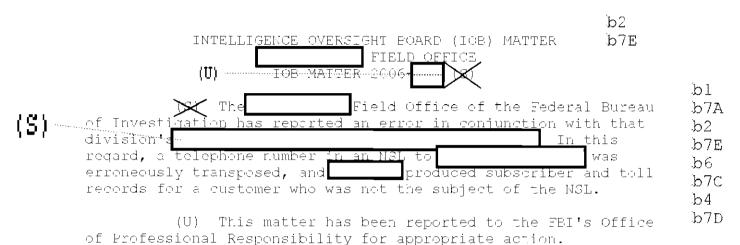


DATE: 11-27-2007

CLASSIFIED BY 65179 DMH/KSR/cb

PEASON: 1.4 (c)

DECLASSIFY ON: 11-27-2032



Derived from : G-3
Declassify on: 25X1
SECRET

(01/26/1998)

SECRET

DATE: 11-27-2007

CLASSIFIED BY 65179 DMH/KSR/Cb

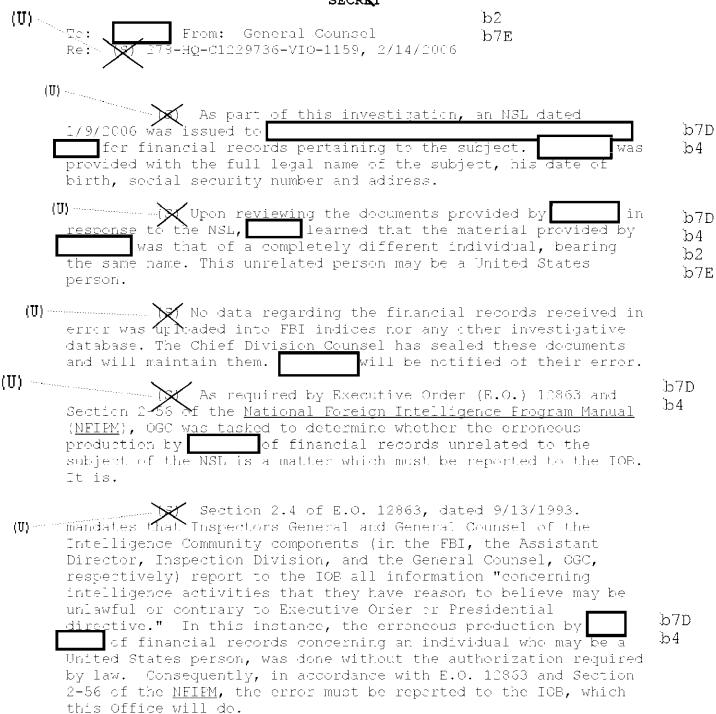
REASON: 1.4 (c)

DECLASSIFY ON: 11-27-2032

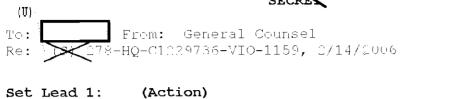
FEDERAL BUREAU OF INVESTIGATION

To: Director's Office Attn: OPR Attn: CDC From: General Counsel National Security Affairs/Room 7974 Contact: Julie F. Thomas Approved By: Thomas Julie F Drafted By: Case ID #: 278-HQ-C1229736-VIO-1159 Titleb2 Synopsis: It is the opinion of the Office of t Counsel (OGC) that the above-referenced matter must to the IOB and to the FBI's Office of Professional R (OPR). OGC will prepare and deliver the required co to the IOB. Our analysis follows. (U) Derived from 6-3 Declassify On: X1 Reference: 278-HQ-C1229736-VIO-1159	ME						D	ate:	2/27/
From: General Counsel National Security Affairs/Room 7974 Contact: Julie F. Thomas Approved By: Thomas Julie F Drafted By: Case ID #: 278-HQ-C1229736-VIO-1159 Titleb2 FOSSIBLE INTELLIGENCE OVERSIGHT BOA 2006 Synopsis: It is the opinion of the Office of t Counsel (OGC) that the above-referenced matter must to the IOB and to the FBI's Office of Professional R (OPR). OGC will prepare and deliver the required co to the IOB. Cur analysis follows. (U) Derived from: 8-3 Declassify On: X1	fice				Attn	: OPF	Ž.		
National Security Affairs/Room 7974 Contact: Julie F. Thomas Approved By: Thomas Julie F Drafted By: 278-HQ-C1229736-VIO-1159 Titleb2 FOSSIBLE INTELLIGENCE OVERSIGHT BOA 2006- Synopsis: It is the opinion of the Office of t Crunsel (OGC) that the above-referenced matter must to the IOE and to the FBI's Office of Professional R (OPR). OGC will prepare and deliver the required conto the IOE. Our analysis follows. (U) Derived from : 6-3 Declassify On: X1					Attn	: CDC	;		
Drafted By: Case ID #: 278-HQ-C1229736-VIO-1159 Titleb2 FOSSIBLE INTELLIGENCE OVERSIGHT BOA 2006- Synopsis: It is the opinion of the Office of t Crunsel (OGC) that the above-referenced matter must to the IOE and to the FBI's Office of Professional R (OPR). OGC will prepare and deliver the required coto the IOE. Our analysis follows. (U) Derived from : 6-3 Declassify On: X1	Securit	-			m 797	4			
Case ID #: 278-HQ-C1229736-VIO-1159 Titleb2	as Julie	e F		\neg					
Synopsis: It is the opinion of the Office of t Counsel (OGC) that the above-referenced matter must to the IOF and to the FBI's Office of Professional R (OPR). OGC will prepare and deliver the required coto the IOF. Our analysis follows. (U) Derived from : 6-3 Declassify On: X1									
Synopsis: It is the opinion of the Office of to Counsel (OGC) that the above-referenced matter must to the IOE and to the FBI's Office of Professional R (OPR). OGC will prepare and deliver the required conto the IOE. Our analysis follows. (U) Derived from: 6-3 Declassify On: X1	78-HQ-C1	122973	36-VI	0-11	59				
Synopsis: It is the opinion of the Office of to Counsel (OGC) that the above-referenced matter must to the IOE and to the FBI's Office of Professional R (OPR). OGC will prepare and deliver the required conto the IOE. Our analysis follows. (U) Derived from: 6-3 Declassify On: X1	OSSIBLE	INTEL	LLIGE	INCE (DVERS	IGHT	BOAR	D MA:	TTER
Counsel (OGC) that the above-referenced matter must to the IOE and to the FBI's Office of Professional R (OPR). OGC will prepare and deliver the required coto the IOE. Our analysis follows. (U) Derived from: 6-3 Declassify On: X1									
Declassify On: X1	the abo the FBI' repare a	ove-re 's Off and de	efero fice elive	enced of Pi	matt rofes	er mu siona	ıst b ıl Re	e rep spon:	porte: sibili
Reference: 278-HO-C1229736-VIO-1159	Declassi	ify on	n : _	(1					
	8-HQ-C12	229736	6-VIC	-1159	9				
Details: As noted in the electronic communica	noted i	in the	e ele	ectror	nic c	o mmur	icat	ion	(EC),
this matter has arisen as a result of a National Sec (NSL) issued by		a res	sult	of a	Nati	onal	Secu	rity	<u>Let</u> te









b2 b7E

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b2 b7E b7D b4

Set Lead 2: (Discretionary)

<u>INSPECTION</u>

AT WASHINGTON, D.C.

(U) For appropriate action.





DATE: 11-27-2007

CLASSIFIED BY 65179 DMH/KSR/cb

REASON: 1.4 (c)

DECLASSIFY ON: 11-27-2032



#1082884

	INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER (U) FIELD OFFICE IOB MATTER 2006	b2 b7E
(S) [Field Office of the Federal Bureau of Investigation has reported an error in conjunction with that division in response to a National Security Letter (NSL) to erroneously provided financial records which were unrelated to the subject of the NSL, which were associated with a customer who may be a United States person.	b1 b7A b6 b7C
'	(U) This matter has been reported to the FBI's Office of Professional Responsibility for appropriate action.	b2 b7E b7D b4
	Derived from: G-3 Declassify on: 25%1 SECRET	