

~~SECRET~~

Memo

To: [redacted] SC Jennifer Love/ASC Tony Wall b2
From: SSA [redacted] b6
Date: 09/15/2006 b7C
Subject: Response to OIG document request (attached)

(S) In a Memo to Deputy General Counsel Julie Thomas dated August 30, 2006, OIG essentially requested copies of all signed NSLs EOPS (request #8) has issued since 2003 and all Patriot Act letters (request #7) EOPS has issued from the [redacted] file since 2003. OIG also requested copies of all signed NSLs issued by the FBI pursuant to requests by [redacted] [redacted] request #10).

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EOPS does not regularly keep signed copies of NSLs. The originals are signed by NSLB and sent to the Field, sometimes by NSLB and sometimes by EOPS. Typically, EOPS sends the original NSL to the Field and does not retain a signed copy. It is assumed that the Field Office retains the signed original in their file, since we do not usually get it back.

All ECs authorizing NSLs contain the same information as the NSLs, and are prepared and uploaded by EOPS. To comply with OIG's request for all signed NSLs issued by EOPS since 2003, we submit copies of the authorizing ECs, as downloaded from ACS. There are between [redacted] ECs for this period. They were identified by searching ACS for all ECs containing the terms ECPA (Electronic Communications Privacy Act) and EOPS for the period from 01/01/2003 through 09/14/2006. "ECPA" is a term in the form EC authorizing the NSLs.

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(S) According to ACS queries, EOPS has issued [redacted] since 01/01/2003. The search conducted [redacted] as it appeared in any EC in the [redacted] EOPS' files have been searched and the relevant authorizing EC's and Patriot Act letters have been photocopied for production to OIG. Five of the original signed ECs are missing from the file and therefore the downloaded ECs from ACS has been substituted. Six of the signed Patriot Act letters are missing and ACS copies are substituted here.

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Finally, EOPS does not keep records of NSLs issued in response to requests from [redacted] [redacted]. Typically [redacted] [redacted] requests are almost always done orally and no record is kept of these requests, however, OIG's request for production of all NSLs issued by EOPS since 2003 ensures that they will receive all NSLs issued by EOPS under these circumstances for this period.

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DATE: 07-09-2007
CLASSIFIED BY 65179 DMH/TAM/KSR/JB
REASON: 1.4 (c)
DECLASSIFY ON: 07-09-2032

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

NSL VIO-10245

2006

FEDERAL

01/01/2006 -
09/01/2006

RN

ESTIGATION

Precedence: IMMEDIATE

e: 08/28/2006

To: Counterterrorism

Attn: ITOS I / [redacted]
SSA [redacted]

Attn: ITOS I [redacted]
UC [redacted]

Attn: ITOS II / [redacted]
UC [redacted]

Attn: National Security Law Branch
DGC Julie F. Thomas

Attn: [redacted]

General Counsel

[redacted]

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From: Counterterrorism

CXS/ECAU/ROOM 4343

Contact: [redacted] (202) 324 [redacted]

Approved By: Thomas Julie F
Billy Joseph Jr
Love Jennifer S

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[redacted]

Drafted By:

Case ID #: (S) [redacted]
(S) [redacted]

Title: (S) ELECTRONIC COMMUNICATIONS ANALYSIS
NATIONAL SECURITY/PATRIOT ACT LETTER MATTERS b1
[redacted] b7A

(S) [redacted]

Synopsis: (U) Approves the issuance of an ECPA National Security Letter (NSL) for electronic communications transactional records; provides reporting data; and, if necessary, transmits the NSL for delivery to the electronic communications service provider.

(S)

~~Derived From: FBI G-3 SGC, 01/1997~~
~~Declassify On: 20310827~~

~~SECRET//ORCON/NOFORN~~

DATE: 07-09-2007
CLASSIFIED BY: 65179 DMH/TAM/KSR/JB
REASON: 1.4 (c)
DECLASSIFY ON: 07-09-2032

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

NSL VIO-10246

To: Counterterrorism From: Counterterrorism
Re: (S) [redacted] (Pending), 08/28/2006

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(S)

[redacted]

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Enclosure(s): (U) Enclosed for the [redacted] Office is an original and a copy of a National Security Letter, dated 08/29/2006, addressed to [redacted]

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requesting the names, addresses, lengths of service, and electronic transactional records for the [redacted] address/account holders listed below.

Details: (S//OC/NF) [redacted]

[redacted]

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(S//OC/NF) [redacted]

[redacted]

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(S//OC/NF/FISA) [redacted]

[redacted]

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To: Counterterrorism From: Counterterrorism
Re: (S) [redacted] (Pending), 08/28/2006 b1
b7A

(S//OC/NF/FISA) [redacted]

(S) [redacted]

(S) [redacted]

(S) [redacted]

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b7A

(S) [redacted]

(S) [redacted]

(S) [redacted]

(S) [redacted]

(S//OC/NF/FISA) [redacted]

[redacted]

(S) [redacted]

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(S) [redacted]

(S) [redacted]

To: Counterterrorism From: Counterterrorism
Re: (S) [redacted] (Pending), 08/28/2006

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(S) [redacted]

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(S) [redacted]

(S) [redacted]

(S//OC/NF/FISA) [redacted]

[redacted]

(S) [redacted]

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(S) [redacted]

(S) [redacted]

(S//OC/NF/FISA) [redacted]

[redacted]

(S) [redacted]

(S) [redacted]

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(S) [redacted]

(S) [redacted]

To: Counterterrorism From: Counterterrorism
Re: (S) [redacted] (Pending), 08/28/2006 b1
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(S//OC/NF/FISA) [redacted]

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(S)

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(S)

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(S)

[redacted]

(S//OC/NF/FISA) [redacted]

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(S)

[redacted]

(S//OC/NF/FISA) [redacted]

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(S)

[redacted]

(S//OC/NF/FISA) [redacted]

[redacted]

(S)

[redacted]

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(S)

[redacted]

(S//OC/NF/FISA) [redacted]

[redacted]

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To: Counterterrorism From: Counterterrorism
Re: (S) [redacted] (Pending), 08/28/2006 b1
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(S) [redacted] b1
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(S) [redacted] b6
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(S//OC/NF/FISA) [redacted]
[redacted]

(S) [redacted] b1
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(S) [redacted] b7D
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(S) [redacted] b7A

(S//OC/NF/FISA) [redacted]
[redacted]

(S) [redacted] b1
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(S) [redacted] b7D
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(S) [redacted] b7C
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(S) [redacted]

(S//OC/NF/FISA) [redacted]
[redacted]

~~SECRET~~//ORCON/NOFORN

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To: Counterterrorism From: Counterterrorism
Re: (S) [redacted] (Pending), 08/28/2006

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(S) [redacted]

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(U) ~~(S)~~ In addition to standard NSL requirements, ECAU is also requesting that PROVIDER provide ONLY the account names/numbers associated email addresses of any accounts [redacted]

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[redacted]

[redacted] ECAU is not requesting any information that does not meet BOTH of these requirements.

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(S) ~~(S)~~ This electronic communication documents the Deputy General Counsel for the National Security Law Branch's approval and certification of the enclosed NSL. For mandatory reporting purposes, the enclosed NSL seeks electronic communication transactional records on the following [redacted] user names and email accounts:

(S) [redacted]

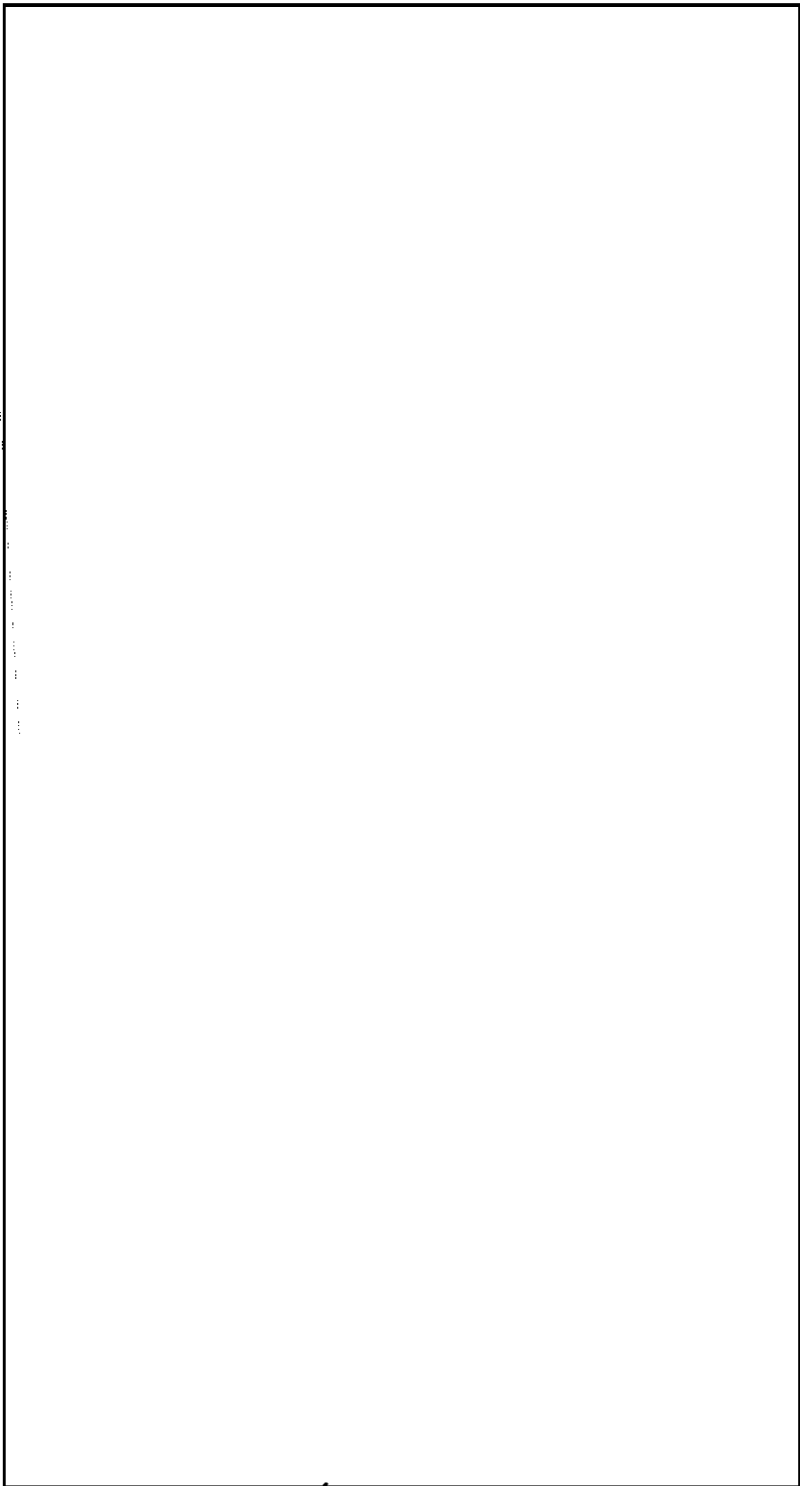
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~~SECRET~~//ORCON/NOFORN

To: Counterterrorism From: Counterterrorism
Re: (S) [Redacted] (Pending), 08/28/2006

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~~SECRET~~//ORCON/NOFORN

To: Counterterrorism From: Counterterrorism
Re: (S) [redacted] (Pending), 08/28/2006

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(S)



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(U) Arrangements should be made with the communication service provider receiving the enclosed letter to produce the records personally to an employee of the [redacted] Field Office within fourteen (14) days of receipt of this request. The communication service provider should neither send the records through the mail, nor utilize the name of the subject or any identifying information related to the subject in any telephone calls to the FBI. The communication service provider should not contact FBIHQ directly in any manner.

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~~SECRET~~//ORCON/NOFORN

To: Counterterrorism From: Counterterrorism b1
Re: (S) [redacted] (Pending), 08/28/2006 b7A

(U) The [redacted] Office should remind the communication service provider that it is prohibited from disclosing that the FBI has made this request. b2 b7E

(U) In accordance with 18 U.S.C. § 2709(c) I, the senior official approving this EC, certify, based on information provided to me by the requestor of this NSL, that a disclosure of the fact that the FBI has sought or obtained access to the information sought by this letter may endanger the national security of the United States, interfere with a criminal, counterterrorism, or counterintelligence investigation, interfere with diplomatic relations, or endanger the life or physical safety of a person.

~~(S)~~ More specifically, the manner in which the disclosure of the fact that the FBI has sought or obtained access to the information sought by this letter may [redacted]

(S) [redacted] b1
[redacted] b2
[redacted] Disclosure may b7E
also prematurely lead to the disclosure of classified national security intelligence surveillance techniques.

(U) Information received from an electronic communications service provider may be disseminated to an agency of the United States only if such information is clearly relevant to the authorized responsibilities of such agency.

(U) Any questions regarding the above can be directed to FBIHQ IA [redacted] (202) 324-[redacted] or SSA [redacted] (202) 324-[redacted]. Should the communication service provider be unable to fully comply with this request due to lack of specificity or should the communication service provider require more detailed information to locate such records, the [redacted] Office should immediately contact IA [redacted] or SSA [redacted] for additional information. b2 b7E b6 b7C

~~SECRET~~//ORCON/NOFORN

To: Counterterrorism From: Counterterrorism
Re: (S) [REDACTED] (Pending), 08/28/2006

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LEAD(s):

Set Lead 1: (Info)

COUNTERTERRORISM

AT WASHINGTON, DC

(U) FOR ITOS I / APU: Read and Clear

Set Lead 2: (Info)

COUNTERTERRORISM

AT WASHINGTON, DC

(U) FOR ITOS I / ETIU: Read and Clear

Set Lead 3: (Info)

COUNTERTERRORISM

AT WASHINGTON, DC

(U) FOR ITOS II / ISLU: Read and clear

Set Lead 4: (Action)

GENERAL COUNSEL

AT WASHINGTON, DC

(U) ~~(S)~~ NSLB is requested to record the appropriate information needed to fulfill the Congressional reporting requirements for NSLs.

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To: Counterterrorism From: Counterterrorism
Re: (S) [redacted] (Pending), 08/28/2006 b1
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Set Lead 5: (Action)

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[redacted]

AT

[redacted]

(U) Hand deliver enclosed NSL as indicated above. Upon receipt of requested records, notify FBIHQ, IA [redacted] or SSA [redacted] to coordinate immediate delivery of records to FBIHQ, Counterterrorism Division, [redacted] ECAU/ROOM 4343.

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