om: wht: Wednesday, December 28, 2005 2:40 PM	Ъ2 .b6 .b7c	
bject: (PAV -	b7E	
CORD	Ъ7A	
sistant General Counsel		
ience and Technology Law Unit		b2
fice of the General Counsel deral Bureau of Investigation		Ъ6 Ъ7С
Original Message		
nt: Friday, December 23, 2005 10:18 AM		d d
bject: RE: Lead 12/22/2005		
CRET		
CORD	b7A	
<u> </u>	<u> </u>	
		ŧ
Original Message		•
From: Sent: Thursday, December 22, 2005 6:48 PM		
To: Cc:		b7
Subject: RE: Lead 12/22/2005		
SECRET RECORD	b7A	
	Pernaps a se	eoure can
to the CDC is the best place to start.		··
Please keep and I on the circulation of this issue but don't hold it up for either of us.		
PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTS		OR OGC

	b2
	9 <i>d.</i> 7 <i>d.</i>
·	
Original Message	•
From: Sent: Thursday, December 22, 2005 3:22 PM	14
fo: Cc:	ેવં
Subject: RE: Lead 12/22/2005	b7A
RECORD	
t is not clear to me that	
	I see the use of
Thanks. PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE	E THE FBI WITHOUT PRIOR
PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE DGC APPROVAL	E THE FBI WITHOUT PRIOR
PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE DISCLOSURE OUTSIDE DISCLOSURE OUTSIDE	ETHE FBI WITHOUT PRIOR
PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE DGC APPROVAL Associate General Counsel - Unit Chief Science & Technology Law Unit	E THE FBI WITHOUT PRIOR
PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE DGC APPROVAL Associate General Counsel - Unit Chief	E THE FBI WITHOUT PRIOR
PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE DGC APPROVAL Associate General Counsel - Unit Chief Science & Technology Law Unit	E THE FBI WITHOUT PRIOR .
PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE DGC APPROVAL Associate General Counsel - Unit Chief Science & Technology Law Unit	Ъ2 ъ6
PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE DGC APPROVAL Associate General Counsel - Unit Chief Science & Technology Law Unit	Ъ2 ъ6
PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE DGC APPROVAL Associate General Counsel - Unit Chief Science & Technology Law Unit	b2 b6 b70
PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE DGC APPROVAL Associate General Counsel - Unit Chief Science & Technology Law Unit Engineering Research Facility Original Message From: Sent: Thursday, December 22, 2005 2:29 PM	Ъ2 ъ6
PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE DGC APPROVAL Associate General Counsel - Unit Chief Science & Technology Law Unit Engineering Research Facility Original Message From: Sent: Thursday, December 22, 2005 2:29 PM To: Cc:	b2 b6 b7c
PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE DGC APPROVAL Associate General Counsel - Unit Chief Science & Technology Law Unit Engineering Research Facility Original Message From: Sent: Thursday, December 22, 2005 2:29 PM To: Cc: Subject: Lead 12/22/2005	b2 b6 b7c
PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE DGC APPROVAL Associate General Counsel - Unit Chief Science & Technology Law Unit Engineering Research Facility Original Message From: Sent: Thursday, December 22, 2005 2:29 PM To: Cc: Subject: Lean 12/22/2005 Happy Holidays all,	b2 b6 b7C b6 b7C
PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE DGC APPROVAL Associate General Counsel - Unit Chief Science & Technology Law Unit Engineering Research Facility Original Message From: Sent: Thursday, December 22, 2005 2:29 PM To: Cc: Subject: Lead 12/22/2005	b2 b6 b7C b6 b7C

;	From: Sent: Wednesday. December 28, 2005 10:25 AM To: Subject: FW: CIPAV Issues	b2 b6 b7C b7E
	SECRÉI RECORD 268-HQ	
;	Assistant General Counsel Science and Technology Law Unit Office of the General Counsel Federal Bureau of Investigation	b2 b6 b70
1 1 2	Original Message From: Sent: Tuesday, December 20, 2005 10:50 AM Fo: Subject: FW: Printout / disk SEGRET RECORD 268-HQ	ъ6 ъ7с
	Per your request attached below is the draft memo that was forwarded to NSLB for review. I haven't seen any edits ye	Ъ6 Ъ7С ≥t
1 5 7 5	Original Message From: Sent: Monday, December 19, 2005 5:05 PM Fo: Subject: FW: Printout / disk SECRET RECORD 268-HQ	.b6 .b7c
1	yi PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE THE FBI WITHOUT PRIOR OGC APPROVAL	
•	Associate General Counsel - Unit Chief Science & Technology Law Unit Engineering Research Facility	b2 b6 b7C

		·	b2 b6
•			.b7C
To: Cc:	December 19, 2005 5:04 PM tout / disk		
SESRET RECORD 268-HQ			
FYI. We think this is the with the sequestered da	e best argument we can make on ata required tomorrow.	and that this argument show	uld be provided together b7E
PRIVILEGED DELIBER	RATIVE DOCUMENT - NOT FOR DIS	CLOSURE OUTSIDE THE FBI WIT	THOUT PRIOR OGC
Associate General			
Science & Technol Engineering Resea			
			b2 b6 b7c
To:	December 19, 2005 2:24 PM tout / disk		ъ6 ъ7с
RECORD 268-HQ			
		b2 b7E b6 b7C	•
classified—but don't hav Original Message From:	d by SPTU for accuracy of the technicate the proper markings on it.	al description function and use. I ex	
To: Cc:	tout / disk		bб b7С
NECORD 200-FIN			ъ6 ъ7с

I am RDO tomorrow so if you can get to IJ or we would all appreciate. Thanks	
SSA	
	b6 b7С
	b2
	~-
Original Message	
From:	
Sent: Thursday, December 15, 2005 9:24 AM	, b6
To: Subject: RE: Printout / disk	b7C
SECRET	
RECORD 268-HQ	
$oldsymbol{\cdot}$	
10-4. We need to get this toVH by Monday, though, in order to be able to get therenew	val by b6
Wednesday. If you have no response from today, we will have to move forward with what we	have. b70
today, 11 you have no response from	, 20, 0,
Can you send me the memo before you send it forward? We may need to make sure it is proper.	
Can you send me the memo before you send it forward. We may need to make sure it is proper-	
Original Message	
From:	
Sent: Thursday, December 15, 2005 8:38 AM	bб b7С
To: Subject: RE: Printout / disk	210
Subject: RE: Printout / disk	
SECRET	
RECORD 268-HQ	
No motive a contended to be a beginning and instruments to make	
Negative, yesterdaysaid she had more adjustments to make.	
SSA	b2
·	b6
	b7c
	÷
<u> </u>	
Original Message	bб
From:	ъ7с
Sent: Wednesday December 14 2005 7:33 PM To:	
Subject: RE: Printout / disk	
SECRET	
RECORD 268-HQ	
·	b6
	b7C

Do you have a draft of this, meaning your action memo awaiting the legal mumbo jumbo? I can make

an insertion that we can send to for approval.	
	b6 b70
Original Message From: Sent: Friday, December 09, 2005 5:30 PM Fo: Cc: Subject: RE: Printout / disk	b6 b70
SECRET RECORD 268-HQ	
Sorry was on AL Mon and Cincy rest of the week. once you draft I can run with thanks	
SSA	b2 b6 b70
From: Sent: Thursday December 01. 2005 5:06 PM To: Cc: Subject: Printout / disk SECRET RÉCORD 268-HQ	ъ6 ъ7с
I'll be up at LX-1 on Monday for the OTD open house. I've been asked by my unit chief to pass you the material at that time, so I'll look you up while I'm there Monday, or if you want you can stop by our table and we can show you a couple of demos. I've learned that both you and are writing up some information to pass a memo with these materials. I don't know if there are going to be two memos if you and were going to consolidate your memos, but I wanted to put you to touch so this might be worked out. I have seen a draft of memo and it so to cover the issues.	b6 b7C ass or
Regards, DERIVED FROM: G-3 FBI Classification Guide G-3, dated 1/97, Foreign Counterintelligence Investigation	<u>ions</u>
DECLASSIFICATION EXEMPTION 1 SECRET	
DERIVED FROM: G-3 FBI Classification Guide G-3, dated 1/97. Foreign Counterlatelligence Investigation	2

DERIVED FROM: G-3 FBI Classification Guide G-3, dated 1/97, Foreign CounterIntelligence Investigations
DECLASSIFICATION EXEMPTION 1

c: DIOLEMERT	E. ANTHONY P. (OTD) (FBI);		b'
	torial Use of CIPAV		D
should be kept in mind that	and others at	have recently signated their view	
ease keep and I co	ed on this issue.		b6 b70
THOUT PRIOR OGC APPROVES Sociate General Counseleience & Technology Law	/AL - Unit Chief	LOSURE OUTSIDE THE FBI	
gineering Research Facil	- · · · · · · · · · · · · · · · · · · ·		b2 b6 b70
	to ta ke i jako jo of telesion jo kita oli je se se		
From: Sent: Tuesday December 2 To: (FBI)	0. 2005 2:49 PM DICLEMENTE, ANTHONY	P. (OTD) (FBI)	b6 570
From:	DICLEMENTE, ANTHONY e of CIPAV	P. (OTD) (FB1)	b6 b7c

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ience and Technol	ogy Law Unit				b b
ience and Technolifice of the General	ogy Law Unit Counsel				
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ience and Technolice of the General deral Bureau of Inv	ogy Law Unit Counsel restigation (OTD) (FBI)				
ience and Technologice of the General deral Bureau of Inv Original Message From: Sent: Tuesday, D.	ogy Law Unit Counsel /estigation (OTD) (FBI) ecember 20, 2005 1:15 (OTD) (FBI); DI	CLEMENTE, ANTHON	IY P. (OTD) (FBI)		b2
Original Message From: Sent: Tuesday, D. Cc: Subject: Extraterrito	(OTD) (FBI) ecember 20, 2005 1:15 (OGC) (FBI); rial Use of CIPAV	PM CLEMENTE, ANTHOR (OTD)	IY P. (OTD) (FBI)		
Original Message From: Sent: Tuesday, D. Cc: Subject: Extraterrito	(OTD) (FBI) ecember 20, 2005 1:15 (OGC) (FBI); rial Use of CIPAV	CLEMENTE, ANTHON	IY P. (OTD) (FBI)		b2 b6
Original Message From: Sent: Tuesday, D. Cc: Subject: Extraterrito	(OTD) (FBI) ecember 20, 2005 1:15 (OGC) (FBI); rial Use of CIPAV	CLEMENTE, ANTHON	IV P. (OTD) (FBI)		b2 b6
Original Message From: Sent: Tuesday, D. To: Subject: Extraterritor NON-RECORD	(OTD) (FBI) ecember 20, 2005 1:15 (OGC) (FBI); rial Use of CIPAV	CLEMENTE, ANTHOR			b2 b6 b7c
Original Message From: Sent: Tuesday, D. To: Subject: Extraterritor NON-RECORD	(OTD) (FBI) ecember 20, 2005 1:15 (OTD) (FBI); DI (OGC) (FBI); rial Use of CIPAV	CLEMENTE, ANTHOR		CIPAV technique Detai	b2 b6 b7c
Original Message From: Sent: Tuesday, D. To: Cc: Subject: Extraterrito SENSITIVE BUT NON-RECORD	(OTD) (FBI) ecember 20, 2005 1:15 (OTD) (FBI); DI (OGC) (FBI); rial Use of CIPAV UNCLASSIFIED	CLEMENTE, ANTHOR			b2 b6 b7c
Original Message From: Sent: Tuesday, D. To: Subject: Extraterritor SENSITIVE BUT NON-RECORD We have been accorded as follows:	(OTD) (FBI) ecember 20, 2005 1:15 (OTD) (FBI); DI (OGC) (FBI); rial Use of CIPAV UNCLASSIFIED	CLEMENTE, ANTHOR			b2 b6 b7c
From: Sent: Tuesday, D. To: Cc: Subject: Extraterrito SENSITIVE BUT NON-RECORD We have been accorded as follows:	(OTD) (FBI) ecember 20, 2005 1:15 (OTD) (FBI); DI (OGC) (FBI); rial Use of CIPAV UNCLASSIFIED	CLEMENTE, ANTHOR			b2 b6 b7c

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Your thoughts?		b6 b7
SSA Unit Chief Cryptologic and Electro] niç Analysis Unit	
		b2 b6 b70

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SECRET

		December 21, 2005	
Memorandum fo	Counsel for Intelligence Policy Office of Intelligence Policy and Review		ხ6 ხ7C
From:	Deputy General Counsel National Security Law Branch Deputy General Counsel Investigative Law Branch		Ъ6 Ъ7С
Subject: Introduction and		(S)	b1
This me	morandum is submitted in support of the FF	RI's position that even thous	oh certain
			15 b1

DATE: 10-24-2008

CLASSIFIED BY 60322UC/LP/STP/gjg

REASON: 1.4 (C)

DECLASSIFY ON: 10-24-2033

SECRET Page 1 of 7

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			(S)
Facts:			
			767
			(S) _{b1}
			(S)
			b1
Analysis			

Analysis:

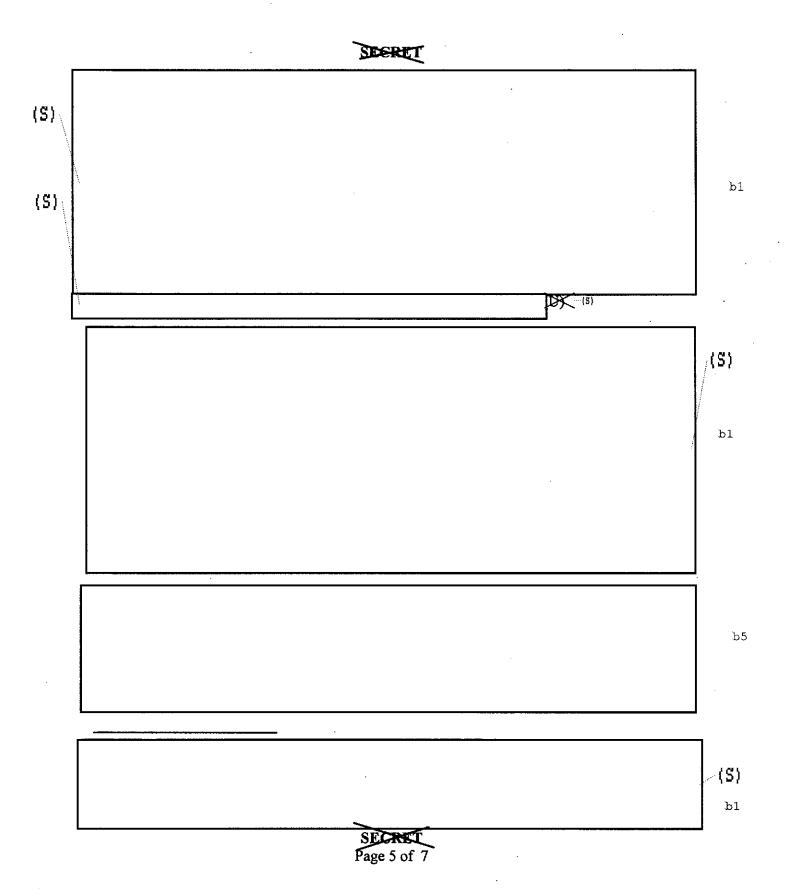
SECRET Page 2 of 7

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SECRET Page 3 of 7

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Lewis v. United States, 385 U.S. 206, 211 (1967). In Lewis, the Supreme Court held that where defendant invited an undercover agent into his home for specific purpose of executing narcotics transaction, the fact that the agent misrepresented his true identity in order to engage in the transaction did not violate the Fourth Amendment. 385 U.S. at 210-11.	
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	b1 { S }

Page 4 of 7



b5

SECRET Page 6 of 7

		SECRET		I	
			,		
Conclusion	(S)				

b1

SECRET Page 7 of 7

	b6 b7C
From: Sent: Tuesday, October 11, 2005 11:54 AM	b2 b6
To: Cc: Subject: RE:	b7C b7E
SECRET RECORD OIPR FISA	
Thanks. I just had a phone conversation withwent over the below, and he (because of his travel the week) has agreed to schedule time next week to discuss with me and another guy in CCIPS and move this forward. will keep you posted	b6 b7С
From: Sent: Tuesday, October 11, 2005 11:20 AM To: Cc: Subject:	b2 b6 b7c b7E
SECRET RECORD OIPR FISA	٠
I don't see where anything in your e-mail toandrises to the Secret level. I think it is fine for external e-mail.	b6 b7c b1
S)	b1
]] b1 (\$
Original Message From: Sent: Tuesday, October 11, 2005 8:49 AM To:	b2 b6

RECORD OIPR FISA	
Please review the below for classification, if possible. I would ideally like to be to send this to CC via Internet email, today if possible—because is leaving today (Tuesday 10/11) out-of-country for a week+. Also if you have anything to add to the below, please do so.	b6 b7
	.b5
thanks.	
From: Sent: Tuesday, October 04, 2005 11:24 AM	b
To: Subject: RE:	р. р.
SECRET RECORD OIPR FISA	
CCIPs cancelled for today: But here's a summary of where we are on this issue:	,
called andis out today_so we need to reschedule. He will let us know w s backwill also callto let him know the discussions are underway	
	. b5
	.b6 Ъ7(
	.b5
	b6 b70
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	b:
	(8)

b6

b7C

From

-Original Message-

Sent: Monday, October 03, 2005 12:59 PM

To: Subject: FW:	b2 b6 b7C b7E	
SECRET RECORD OIPR FISA		b6 .b7C
	,.	.b5
		b5
		b5
Can you offer guidance on how to respond to this request?		ъ6 ъ7с
From: Sent: Monday, October 03, 2005 10:57 AM To: Cc: Subject: RE: SECRET RECORD OIPR FISA		b2 b6 b7C b7E
		b 5

		Ъ 5
OIPR		b2 b6 b70

DERIVED FROM: Multiple Sources
DECLASSIFICATION EXEMPTION 1
SECRET

SESPRET

From:		b6 b70
Sent: Wednesday, September 28, 2005 9:09 AM		
To:		
Subject: RE: Steganography on b7A		
SECRETI/ORCON,NOFORN RECORD b2		
Here is the written request I believe I discussed it with you verb was one of my first requests upon arrival.	ally, but here is the written EC for review. Th	nis
		b2
SSA Cryptologic and Electronic Analysis Unit		Ъ6 Ъ7С
Operational Technology Division Engineering Research Facility		שית בי
		•
Or <u>iginal Message</u>		
From: Sent: Wednesday, September 28, 2005 8:58 AM		
To:		b6 b7C
Subject: FW: Steganography on b7A	•	
SECRETI/ORCON.NOFORN RECORD b2		
I don't have anything in my files to indicate that I reviewed CEAU get a written request?	a request to examine this photograph. Did	
	·	`l- 0
Assistant General Counsel	•	b2 b6
Science and Technology Law Unit		b7C
Office of the General Counsel <u>Federal Bureau of Investigation</u>		
Ori <u>ginal Message</u> From:		
Sent: Wednesday, September 28, 2005 8:34 AM		b6 b7C
To: Cc:		b/C
Subject: RE: Steganography on	b7A .	
SECRET//ORCON,NOFORN		
SEGUE INCHOMINAL ONIT	ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT	
DATE: 10-27-2008	WHERE SHOWN OTHERWISE	

CLASSIFIED BY 60322UC/LP/STP/gjg

REASON: 1.4 (C) DECLASSIFY ON: 10-27-2033

	mine:			10 0014111	access to a compu	iter into	
SSA]					
Digitia	logic & Electronic Ai Evidence Section, G ico, VA	nalysis Unit Operational Technolo	gy Division				
	To: Cc:	v. Sentember 27		M			
	•	Steganography CON_NOFORN	on		.b7 A		d d

	.*
SSA Cyber Division (CyD), Computer Intrusion Section (CIS), CT/CI Computer Intrusion Unit (C3IU)	b2 b6 b7C
From: Sent: Monday. September 26. 2005 6:24 PM To: Cc: Subject: FW: Steganography on b7A SECRET//ORCON.NOFORN	b6 b7C b7D
Thought you'd be interested in this. It would be really nice if someone (perhaps us?- Cyber) could put the	
I still have not heard back from I called ALAT up but apparantly still have not identified our guy yet.	(S) b6 b7c b1
Original Message From: Sent: Monday, September 26, 2005 3:05 PM To: Cc	ъ6 ъ7с
Subject: Steganography on b7A SECRET//ORCON.NOFORN RECORD b2	
	(S) b1

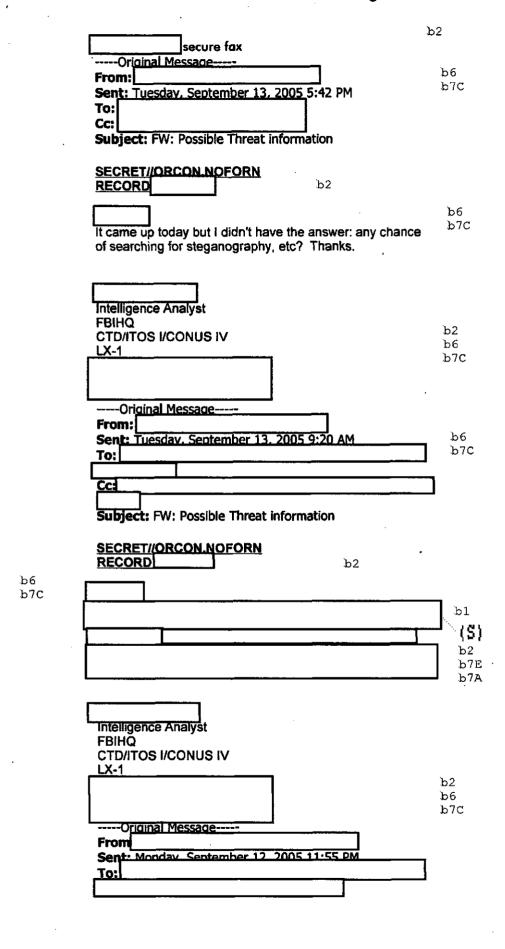
Subject: RE: Possible Threat information

SECRE	ET/JORCON NOFORN RD b2	
FBIHQ	ence Analyst OS I/CONUS IV	.b2 b6 b7
•	From: Sent: Wednesday Sentember 14, 2005 5:11 PM To: Subject: RE: Possible I hreat information	.b6 .b70
	SECRET/ORCON.NOFORN RECORD b2 Thanks The EC looks great I don't see any changes to be made, so gahead and send it up. I will proceed with the EC copy that I have.	b6 b7
	We appreciate the opportunity to assist you in this matter please don't hesitate to call if you need anything additional.	-
[SSA, Cryptographic and Electronic Analysis Unit Operational Technology Division Engineering Research Facility	b6 b7 b2
·	From: Sent: Wednesday. September 14, 2005 4:38 PM To: Subject: RE: Possible Threat information	b6 b7С
	SECRET//ORCON,NOFORN RECORD D2	
RET	This what you need? It's a draft so suggest changes	



Intelligence Analyst FBIHQ	
CTD/ITOS I/CONUS IV	b6 b7C b2
From: Sent: Wednesday, September 14, 2005 11:11 AM To: Cc: Subject: RE: Possible Threat information	ъ6 ъ7С
SECRETI/ORCON.NOFORN RECORD b2	
	b2
	ხ 6 ხ7
SSA, Cryptographic and Electronic Analysis Unit Operational Technology Division Engineering Research Facility	b6 b7C
From: Sent: Wednesday, Sentember 14, 2005 10:48 AM To: Subject: FW: Possible Threat information	
SECRETI/ORCON.NOFORN RECORD b2	
SSA Cryptologic & Electronic Analysis Unit Digitial Evidence Section, Operational Technology Division Quantico, VA Secure voice	b2 b6 b7C





The case file foris The information was posted by a subject who uses the name \{S\}^\text{D} \text{This information was derived from an asset who is in a very sensitive position.} \text{D}	Cc:	b6 b7
All: Here is the threat information that was posted on The case file for is The information was nosted by a subject who uses the name The case agent fo is This information was derived from an asset who is in a very sensitive position. WFO: Please coordinate with ITOS 1/CONUS 4 SSA for dissemination of threat information to Capitol Police.	Subject: Possible Threat information	
Here is the threat information that was posted on The case file for is The information was nosted by a subject who uses the name The case agent for is This information was derived from an asset who is in a very sensitive position.	SECRETI/ORCON,NOFORN RECORD b2	
Here is the threat information that was posted on The case file for is The information was posted by a subject who uses the name The case agent fe is This information was derived from an asset who is in a very sensitive position.	All:	
The case agent form is Information was derived from an asset who is in a very sensitive position. Diagram	The case file foris The	b7A
information was derived from an asset who is in a very sensitive position. b1 b2 WFO: Please coordinate with ITOS 1/CONUS 4 SSA for dissemination of threat information to Capitol Police.		(S) b.
WFO: Please coordinate with ITOS 1/CONUS 4 SSA for dissemination of threat information to Capitol Police.	information was derived from an asset who is in a very	Ъ6 b7(
WFO: Please coordinate with ITOS 1/CONUS 4 SSA for dissemination of threat information to Capitol Police.		b1 b6
for dissemination of threat information to Capitol Police.		Ъ7:
•	for dissemination of)d 'd
• •	Following is the posting:	

DERIVED FROM: G-3 FBI Classification Guide G-3,
dated 1/97, Foreign Counterintelligence Investigations
DECLASSIFICATION EXEMPTION/1
SECRET//ORCON,NOFORN

DERIVED FROM: G-3 FBI Classification Guide G-3, dated 1/97, Foreign Counterintelligence Investigations DECLASSIFICATION EXEMPTION 1
SECRET//ORCON,NOFORM

DERIVED FROM: G-3 FBI Classification Guide G-3, dated 1/97, Foreign CounterIntelligence Investigations DECLASSIFICATION EXEMPTION 1
SECRET//ORCON,NOFORN

DERIVED FROM/ G-3 FBI Classification Guide G-3, dated 1/97, Foreign Counterintelligence Investigations DECLASSIFICATION EXEMPTION 1
SECRET//ORCON,NOFORN

DERIVED FROM/ G-3 FBI Classification Guide G-3, dated 1/97, Foreign CounterIntelligence Investigations
DECLASSIFICATION EXEMPTION 1
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DERIVED FROM G-3 FBI Classification Guide G-3, dated 1/97, Foreign Counterintelligence Investigations
DECLASSIFICATION EXEMPTION 1
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DERIVED FROM/G-3 FBI Classification Guide G-3, dated 1/97, Foreign CounterIntelligence Investigations
DECLASSIFICATION EXEMPTION 1
SECRET//ORCON,NOFORN

DERIVED FROM G-3 FBI Classification Guide G-3, dated 1)97, Foreign Counterintelligence Investigations
DECLASSIFICATION EXEMPTION 1
SECRETIORCON,NOFORN

DERIVED FROM: G-3 FBI Classification Guide G-3, dated 1/97, Foreign CounterIntelligence Investigations **DECLASSIFICATION EXEMPTION 1** SECRET//ORCON.NOFORN

DERIVED FROM: G-3 FBI Classification Guide G-3, dated 1/97, Foreign Counterintelligence Investigations DECLASSIFY ON: 20300926

SECRET//ORCON,NOFORN

DERIVED FROM: G-3 FBI Classification Guide G-3, dated 1/97, Foreign CounterIntelligence Investigations

DECLASSIFY ON: 20300926 SECRET//ORCON,NOFORN

DERIVED FROM: G-3 FBI Classification Guide G-3, dated 1/97, Foreign Counterintelligence

Investigations

DECLASSIFY ON: 20300926 SECRETI/ORCON, NOFORN

DERIVED FROM: G-3 FB/ Classification Guide G-3, dated 1/97, Foreign Counterintelligence

investigations

DECLASSIFY ON: 20300926 SECRET//ORCON,NOFORN

DERIVED FROM: G-3 FBI Classification Guide G-3, dated 1/97, Foreign CounterIntelligence

<u>Investigations</u>

DECLASSIFY ON: 20300926 SECRETI/ORCON,NOFORN

DERIVED FROM! G-3 FBI Classification Guide G-3, dated 197, Foreign CounterIntelligence Investigations

DECLASSIFY ON: 20300926 SECRETI/ORCON, NOFORN

SECRET/ORCON/NOFORN

FEDERAL BUREAU OF INVESTIGATION

	PRIORITY	Date: \ 09/14/2005
To: Operation Phoenix		n: CEAU n: SSA SA SA
IT	erterrorism OS I/CONUS IV/Team 16 ntact: IA	
Case ID #:	8(Pen	ding) ^{b2} b7A
(S	Derived From : Declassify On:	G-3 09/14/2030
Reference: SSA	Electronic mail comm	on 09/14/2005.
Administrati	ve:	

SECRET/ORCON/NOFORN

DATE: 10-27-2008

CLASSIFIED BY 60322UC/LP/STP/gjg

REASON: 1.4 (C)

DECLASSIFY ON: 10-27-2033

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SECRET/ORCON/NOFORN

To: Re:	Operational Technology From: Counterterror: (SV (U) 09/14/2005 b2	ism
		b1

SECRET/ORCON/NOFORN

To: Operational Technology From: Counterterrorism Re: (5) ([]) 09/14/2005	b2
LEAD(s):	
Set Lead 1: (Action)	
OPERATIONAL TECHNOLOGY	
AT QUANTICO, VA	
•	(S) a
Set Lead 2: (Info)	·

PHOENIX

AT PHOENIX, AZ

(U) Read and clear.

From:		.b6
Sent:	Wednesday, August 24, 2005 1:14 PM	ъ7с
To:		
Cć:		7
Subjec	b2 b7E	
SENSITI\	VE BUT UNCLASSIFIED	
	· F 1	b2 b7E
	conference call or VTC with group describing the tool and its application would be educational. be all we do that some afternoon?	
Associa Science	GED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE THE FBI WITHOUT PRIOR PROVAL Ite General Counsel - Unit Chief & Technology Law Unit Pring Research Facility b2 b6 b7c	
Fro Se To Cc		b6 b7C
NC I st diff net	till think that use of is consensual monitoring without need for process; in my mind, no ferent than sitting in a chat room and tracking participants' on/off times; or for that matter sitting on P2P tworks and finding out who is offering KP. That said, I will try to contort my mind into a different position you still think otherwise. Original Message From: Sent: Tuesday, August 23, 2005 6:59 PM	

m:			
t: Wednes	day, August 24, 2005	12:51 <u>PM</u>	
	·		
ject: RE:			
TIVE BUT UN	CLASSIFIED	b2 b7E	
ink that use o tting in a chat out who is off ise.	room and tracking pa	sensual monitoring without need for process articipants' on/off times; or for that matter si I will try to contort my mind into a different	tting on P2P networks and
Original M	lessage	,	
From: Tuesda	ıy, August 23, 2005 6	5-50 PM	
To:	y, August 23, 2003 t	5.55 FM	b6 b7С
Cc	·		2.75
Subject: RE:		b2 b7E	
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Associate (General Counsel	- Unit Chief	
Science &	Technology Law	<u>Unit</u>	
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			o Q.
		DATE: 12-16-2008 CLASSIFIED BY 60322UC/LP/STP/gjq REASON: 1.4 (C) DECLASSIFY ON: 12-16-2033	b7C

Original Message From: b6 Sent: Tuesday, August 23, 2005 12:15 PM b7c	
To: Cc: Subject: RE: b2	
SENSITIVE BUT UNCLASSIFIED NON-RECORD	
	b6 b7C
Thanks for filling me in. I surely agree that the OTD/CyD tool development issue needs to be squarely addressed by the Divisions for this and every other reason. To the extent MIOG already covers it, and the Divisions agree, all the better. The good news is that I have reason to believe that STAS is going to discuss this with OTD. If they don't please let me know.	
	b5
	
Original Message From: Sent: Tuesday, Audust 23, 2005 TT:TZ AM To:	ხ6 ъ7c
Cc: b2 Subject: FW: b7E	
SENSITIVE BUT UNCLASSIEIED NON-RECORD	
As you can see below, CEAU got hot over STAS involvement in the development of a collection tool. We'll see how this plays out but from our standpoint I'd like to make one	
observation.	b2 b7E
ps when did you get back to your office? Will you be in this afternoon? I need to speak to you about a matter that may be of interest to you.	- -
DECORPT	b6 b7C

	Science and Technology Law Unit Office of the General Counsel Federal Bureau of Investigation	b2
,	From: Sent: Tuesday, August 23, 2005 10:18 AM To: Subject: RE: SENSITIVE BUT UNCLASSIFIED NON-RECORD	b6 b7c
	Per MIOG, technical collections, including those conducted via the Internet, are an OTD mission area.	b2 b7E
(S) (S) (S)	As a reminder to those who feel cooonn the nypocrasy of it all.	b1
. '-'		b
	Look forward to STAS sending the tool to OTD for control and deployment when request by the field. Not bad when we can expand our technical collection tool box without having to expend any OTD resources. Sounds like this particular unit of STAS, or at least the human and financial resources involved with developing technical collection products, not be re-assigned to OTD.	ng
	In closing and to re-iterate - this situation needs to be addressed as soon as possible. SSA Cryptologic & Electronic Analysis Unit Digitial Evidence Section, Operational Technology Division Quantico, VA	
		b2 b6 b7C
	Original Message From: Sent: Monday, August 22, 2005 4:59 PM To: Subject: FW:	Ъ6 Ъ7С
	SUBJECT: FW: b2 b7E SENSITIVE BUT UNCLASSIFIED NON-RECORD	

Forwarded for your information. You'll need to start at the bottom and work up. Is this new information?

Assistant General Counsel Science and Technology Law Unit Office of the General Counsel Federal Bureau of Investigation	b6 b7c b2	
Original Message From: Sent: Monday. August 22. 2005 11:12 AM To: Cc: Subject: RE: b2 b7E SENSITIVE BUT UNCLASSIFIED NON-RECORD b6 b7c	Ъ6 ъ7с	
Original Message From: Sent: Monday, August 22, 2005 11:04 AM To: Cc: Subject: RE: b2 b7E SENSITIVE BUT UNCLASSIFIED NON-RECORD	b b	2 971 96 970
	b2 b7E	3



Let me know if I can answer any more questions on this.

Oncertican Books and their	
Operations Deployment Unit al Technologies and Applications Section	p. p.
From: Sent: Monday, August 22, 2005 9:55 AM	
To: Cc: b2 b7E	
SENSITIVE BUT UNCLASSIFIED NON-RECORD	
Thanks for the question. Let me jus	t
confirm a couple of things:	-
	b
Original Mossago From: Sent: Friday, August 19, 2005 11:25 AM	ъ
From: Sent: Friday, August 19, 2005 11:25 AM To: Cc: Subject:	ъ
From: Sent: Friday, August 19, 2005 11:25 AM To: Cc	ъ



asked me to request a written opinion from OGC regarding legal authority required to use a recently	Ъ6 Ъ7С
developed tool.	b2 b7E
	b2 b7E
	b2 b7E
	b2 b7E

Please let me know what additional information you need.



b6

b2

b7C

Thanks for your help, SSA Cyber Operations Deproyment Unit Special Technologies and Applications Section SENSITIVE BUT UNCLASSIFIED SECRET

SENSITIVE BUT UNCLASSIFIED

From: Sent: Wednesday, April 06, 2005 4:45 PM To: Subject PF: Followers FM/ Heads are as a sight invested FISA method.	b6 b7C
Subject: RE: Follow-up: FW: Heads-up on possibly important FISA matter SENSITIVE BUT UNCLASSIFIED NON-RECORD	
Wow. OK, Thanks. Keep me apprised.	
PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE THE FB OGC APPROVAL	I WITHOUT PRIOR
Associate General Counsel - Unit Chief Science & Technology Law Unit Engineering Research Facility	b2 b6 b7C
From Sent: Wednesday, April 06, 2005 3:15 PM To: Subject: Follow-up: FW: Heads-up on possibly important FISA matter	ъ7С
SENSITIVE BUT UNCLASSIFIED NON-RECORD According to the case agent this will continue to run as a criminal investigation.	
Assistant General Counsel Science and Technology Law Unit Office of the General Counsel Federal Bureau of Investigation Phone Fax -	b2 b6 b7C
From: Sent: Wednesday, April 06, 2005 1:25 PM To: Subject: Heads-up on possibly important FISA matter	

NON-RECORD		•	٠.	
				ь6 ь7с
l extracted the following from my daily work log (heads-up:	today) for your inform	nation. It could bec	ome important so	
"Discussion with case agent, AT, regarding request for	or use of IPAV.]
				b7A b2 b7E
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				<u>.</u>
		·	•	
Assistant General Counsel Science and Technology Law Unit Office of the General Counsel Federal Bureau of Investigation		· .		b2 b6 b70
Phone Fax				
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SENSITIVE BUT UNCLASSIFIED		•		

SENSITIVE BUT UNCLASSIFIED



FBI FACSIMILE

COVER SHEET

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DATE 10-24-2008 BY 60322UC/LP/STP/gjg

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		.b6 .b70
From: Sent: :Wednesday, March 02, To: Cc:	2005 6:07 PM	b6 b7C
Subject: RE: (S) Re Case # SECRET RECORD and if possible I would I involved (in addition to sin	b2 like to discuss this matter with you. Also, we probably should get now is responsible for NSLB tech issues.	b6 b7c
	·	b7 b2 b7
Those are my thoughts. Interesting	g stuff!	b6 · b7c
Original Message From: Sent: Tuesday, March 01, 2 To: Cc: (U) Subject: FW: (S) Re Case #		b6 b7C
SECRET RECORD	b2	
PRIVILEGED DELIBERATI PRIOR OGC APPROVAL	VE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE THE FBI WITHOUT DATE: 10-24-2008 CLASSIFIED BY 60322UC/LP/STP/gjg REASON: 1.4 (C) DECLASSIFY ON: 10-24-2033 ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT	

	ence & Technology Law Unit	
<u>Eng</u>	ineering Research Facility	b6 b70 b2
	From Sent: Tuesday, March 01, 2005 4:18 PM To: Cc:	b6
)	Subject: (8) Re Case # SECRET RECORD	b7C b6 .b7
	I received my copy of EC cited above on Friday but haven't had a chance before this to get an emoff to you. Have your received your copy vet? While the Title of the case is anything but a general plan for possible use in the sample our meeting in McClean, the agent here, SSA (who drafted the proposal), has not received any more information from CTD or even any phone calls. We're not sure if this investigation is continuing or not. I'm assuming until told otherwise that this is a general plan for the continuing or not. I'm assuming until told otherwise that this is a general plan for the continuing or not. I'm assuming until told otherwise that this is a general plan for the continuing or not. I'm assuming until told otherwise that this is a general plan for the continuing or not. I'm assuming until told otherwise that this is a general plan for the continuing or not. I'm assuming until told otherwise that this is a general plan for the continuing or not. I'm assuming until told otherwise that this is a general plan for the continuing or not. I'm assuming until told otherwise that this is a general plan for the continuing or not. I'm assuming until told otherwise that this is a general plan for the continuing or not. I'm assuming until told otherwise that this is a general plan for the continuing or not. I'm assuming until told otherwise that this is a general plan for the continuing or not. I'm assuming until told otherwise that this is a general plan for the continuing or not.	b2 b7E s is e b6 b7C
	The EC asks OGC (NSLB and STLU) to evaluate the proposal regarding legal concernshere is what I know about the proposal:	

DERIVED FROM: G-3 FBI Classification Guide G-3, dated 1/97, Foreign CounterIntelligence Investigations
DECLASSIFY ON: 20300131
SECRET

DERIVED FROM: G-3 FBI Classification Guide G-3, dated 1/97, Foreign Counterintelligence Investigations
DECLASSIFY ON: 28308131
SECRET

SECRET

. Message



		b6 b7C
Sent: Tuesday, March 01, 2005 8:27 AM To: Subject: FISA Definitions	·	Ъ6 Ъ7С
SPSRET RECORD 315		
From Sent: Monday, February 28, 2005 11:56 AM To Subject: FW: Court comments on technique submission		Ъ6 Ъ7С
SECRET RECORD 315		
I received this from Mr. DiClemente.		Ъ6 Ъ7С
From: DICLEMENTE, ANTHONY P. (ITD) (FBI) Sept: Monday. February 28, 2005 11:24 AM To Subject: FW: Court comments on technique submission		b6 b7C
SECRET RECORD 315	· · · · · · · · · · · · · · · · · · ·	
Attached is the latest copy I have.		b6 b7C
Anthony P. DiClemente Chief, Digital Evidence Section Investigative Technology Division	,	ъ2
From: Sent: Monday, December 06, 2004 11:34 AM To:		ъ6
	DICLEMENTE, ANTHONY	b7C
P. (ITD) (FBI) Cc: Subject: RE: Court comments on technique submission	DATE: 10-24-2008 CLASSIFIED BY 60322UC/LP/STP/gjg REASON: 1.4 (C) DECLASSIFY ON: 10-24-2033	
ALL INFORMA	TION CONTAINED	

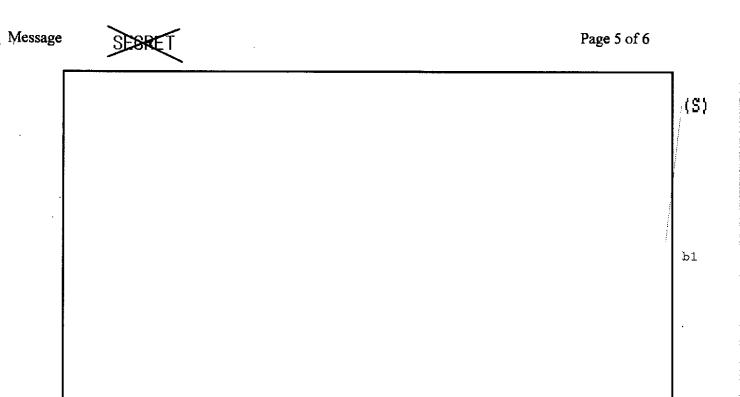


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	ow morning. Thanks.	
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Thanks again for all your help with these!

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General Counsel	Attn:	NSIB/Counterterro	cism Unit	
From: Counterterrorism				
ITOS II / ISLU / Bldg Contact: SSA	J. ⊥X-1 /	Rm.		
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