

REPORT ON THE USE OF PEN REGISTERS AND
TRAP AND TRACE DEVICES BY THE LAW ENFORCEMENT AGENCIES/OFFICES
OF THE DEPARTMENT OF JUSTICE FOR CALENDAR YEAR 2002

<u>PEN REGISTERS</u>	FBI	DEA	INS	USMS ²	INSP GEN	TOTALS
Original Orders	1703	1841	*	556	3	4103
Extensions	2436	150	*	26	3	2615
Number of Investigations	1258	563	*	556	3	2380
Number of Persons Whose Telephone Facilities Were Affected	4139	1841	*	556	4	6540

<u>TRAP AND TRACE DEVICES</u>	FBI	DEA	INS	USMS	INSP GEN	TOTALS
Original Orders	991	216	*	**	1	1208
Extensions	1372	68	*	**	0	1440
Number of Investigations	739	69	*	**	1	809
Number of Persons Whose Telephone Facilities Were Affected	2363	216	*	**	1	2580

² For calendar years 2002 and 2003, the statistics provided by the United States Marshals Service include both the pen register and trap and trace applications combined.

(4)

Memorandum



To : Assistant Attorney General
Criminal Division
(Attention: Maureen Killion, Director
Office of Enforcement Operations)

Date January 31, 2003

From : Assistant Director
Investigative Technology Division

Subject : PEN REGISTER AND TRAP/TRACE DEVICES
LEGISLATION AND REPORT REQUIREMENTS

Reference is made to Assistant Attorney General, Criminal Division, letter dated November 24, 1987, titled "Pen Register and Trap and Trace Devices-New Legislation and Report Requirements."

In accordance with the referenced communication and the provisions of the Electronic Communications Privacy Act of 1986, the Federal Bureau of Investigation is providing the enclosed report.

As a point of clarification, the phrase, "number of persons whose telephone facilities were affected" was interpreted as the number of lines intercepted. The category "number of original applications and extensions for this violation" contains the number of original and extensions of lines for that violation.

Enclosure

AGENCY: Federal Bureau of Investigation

Pen Register Applications - Calendar Year 2002
(January 1 - December 31, 2002)

Number of Original Orders 1703
 Number of Extensions 2436
 Number of Investigations Involved 1258
 Number of persons Whose Telephone Facilities were Affected 4139

LIST OF THE VIOLATIONS FOR WHICH
PEN REGISTERS WERE SOUGHT

Statutory Citation	Principal Violation	Number of Original Applications and Extensions for this Violation	
1 (21 USC § 801 et seq.)	Organized Crime Drug Enforcement Task Force	(424)	(478)
2 (18 USC § 1073)	Unlawful Flight to Avoid Prosecution	(41)	(9)
3 (18 USC § 1005)	Financial Institution Fraud	(5)	(9)
4 (18 USC Chap. 41)	Extortion	(5)	(0)
5 (18 USC § 2113)	Bank Robbery	(10)	(1)
6 (26 USC § 5861, 5871)	Actual and Attempted Bombing and Explosive Violence	(10)	(0)
7 (18 USC § 1343)	Insurance Fraud	(3)	(0)
8 (18 USC § 1201-1203)	Kidnapping	(9)	(2)
9 (18 USC § 2314-2315)	Interstate Transportation of Stolen Property	(14)	(16)
10 (18 USC § 1955)	Illegal Gambling Business	(8)	(54)
11 (18 USC § 1952)	Interstate Transportation in Aid of Racketeering	(98)	(129)
12 (18 USC § 32 (a) (1) (a), 371)	International Terrorism - Other	(2)	(0)
13 (18 USC 2332)	Overseas Homicide/ Attempted Homicide	(1)	(0)
14 (18 USC § 1962, 1963)	Racketeering Enterprise Investigation	(17)	(14)
15 (18 USC § 2312)	Interstate Transportation of a Stolen Motor Vehicle	(13)	(8)
16 (18 USC § 3123)	Animal Enterprise Protection	(1)	(0)

17(18 USC § 659, 2315,) 3122, 3123	)	Theft from Interstate Shipment	(4)	(17)
18(18 USC Chap. 73 )	)	Obstruction of Justice	(1)	(0)
19(18 USC § 115, 371,) 844(F) 1361, 1871-72, 1958	)	Acts of Terrorism in the United States - International Terrorism	(177)	(323)
20(18 USC § 3123 )	)	Acts of Terrorism in the United States- Domestic Terrorism	(45)	(94)
21(18 USC § 2339 (a) )	)	Passport and Visa Matter	(1)	(0)
22(18 USC § 201, 371) 1001, 21 USC § 841, 846	)	Corruption of Federal Public Officials - Executive Branch	(63)	(7)
23(18 USC § 1952, 1956,)) 1957,3122 21 USC § 841(a) (1), 843(d), 846	)	Money Laundering	(46)	(35)
24(18 USC § 1951, 1955) 1961, 3122, 3123 21 USC § 841, 843, 846	)	Organized Crime Drug Investigations	(403)	(730)
25(17 USC § 506 (a) )	)	IPR Infringement - Copyright	(0)	(4)
26(18 USC § 641 )	)	Theft of Government Property	(1)	(0)
27(18 USC § 1962 )	)	Labor Racketeering	(1)	(0)
28(18 USC § 1958 )	)	Domestic Police Cooperation	(4)	(2)
29(18 USC § 1030, 1343 )	)	Computer Investigations Threat	(14)	(8)
30(18 USC § 1341, 1343 )	)	Securities and Commodities Fraud	(11)	(11)
31(18 USC § 1073, 1503) 371, 1341	)	Other National Fraud	(23)	(28)
32(21 USC § 841 (a) 1 )	)	Indian Country	(11)	(4)
33(18 USC § 1341, 1343) 21 USC § 841 (a), 846	)	Fraud Against the Government- DOD Official	(1)	(4)
34(26 USC § 7201 )	)	Fraud Against the Government-Department of Education	(1)	(0)
35(18 USC § 666, 1341) 1343, 841 (a) (1), 846, 503, 3122	)	Health Care Fraud	(53)	(64)
36(18 USC § 241, 242 )	)	Civil Rights-Color of Law	(1)	(0)
37(18 USC § 2113 )	)	Bank Burglary	(2)	(0)
38(18 USC § 1341, 201 )	)	Fraud Against the Government-Other	(2)	(19)
39(18 USC § 3123, 3124 )	)	White Slave Traffic Act	(1)	(1)
40(18 USC § 2, 2251,) 2252	)	Innocent Images National Initiative	(20)	(0)
41(18 USC § 2314, 2113,)) 245, 2914, 3148	)	Domestic Security/ Terrorism Investigations	(2)	(24)

42(18 USC § 3122	)	Involuntary Servitude and Slavery	(1)	(0)
43(18 USC § 2332 (a)	)	Use, Possession, Transfer, Production, Transport of WMD	(7)	(0)
44(18 USC § 186, 1962	)	Corruption of State and Local Public Officials	(127)	(274)
45(18 USC § 841 (a) 1, 846	)	RICO	(7)	(6)
46(18 USC § 111, 115, 1958, 1114, 751	)	Assaulting or Killing a Federal Officer	(12)	(61)

AGENCY: Federal Bureau of Investigation

Trap and Trace Applications - Calendar Year 2002
 (January 1 - December 31, 2002)

Number of Original Orders	991
Number of Extensions	1372
Number of Investigations Involved	739
Number of Persons Whose Telephone Dialing were Affected	2363

LIST OF THE VIOLATIONS FOR WHICH
 TRAP AND TRACE WERE SOUGHT

Statutory Citation	Principal Violation	Number of Original Applications and Extensions for this Violation	
1 (21 USC § 801 et seq.)	Organized Crime Drug Enforcement Task Force	(249)	(273)
2 (18 USC § 1073)	Unlawful Flight to Avoid Prosecution	(55)	(40)
3 (18 USC Chap. 41)	Extortion	(12)	(1)
4 (18 USC § 2113)	Bank Robbery	(3)	(0)
5 (18 USC § 2314, 2113, 245, 2914, 3148)	Domestic Security/ Terrorism Investigations	(2)	(24)
6 (18 USC § 1201-1203)	Kidnaping	(27)	(3)
7 (18 USC § 2314-2315)	Interstate Transportation of Stolen Property	(7)	(15)
8 (18 USC § 1952)	Interstate Transportation in Aid of Racketeering	(62)	(84)
9 (18 USC § 115)			

16(18 USC § 115, 371,) 844(F) 1361, 1871-72 1958	)	Acts of Terrorism in the United States - International Terrorism	(87)	(106)
17(18 USC § 2312	)	Interstate Transportation of Stolen Motor Vehicle	(6)	(8)
18(18 USC § 1952, 1956) 1957, 3122 21 USC § 841(a)(1), 843(d), 846	)	Money Laundering	(19)	(2)
19(18 USC § 1951, 1955, 1961, 3122, 3123 21 USC § 841, 843, 846	)	Organized Crime Drug Investigations	(194)	(315)
20(18 USC § 201	)	Corruption of Federal Public Officials - Executive Branch	(35)	(4)
21(18 USC Chap. 73	)	Obstruction of Justice	(1)	(0)
22(18 USC § 1962, 1963	)	Racketeering Enterprise Investigation	(2)	(10)
23(18 USC § 1341, 201	)	Fraud Against the Government - Other	(0)	(18)
24(47 USC § 223	)	Interstate Obscene or Harassing Telephone Calls	(1)	(1)
25(18 USC § 1343	)	Insurance Fraud	(3)	(0)
26(18 USC § 1341	)	Securities and Commodities Fraud	(15)	(11)
27(18 USC § 1073, 1503,) 371, 1341	)	Other National Fraud	(21)	(25)
28(18 USC § 841 (a) (1))	)	Indian Country	(7)	(4)
29(18 USC § 666, 1341,) 841. (a)(1), 846, 503, 3122	)	Health Care Fraud	(18)	(12)
30(18 USC § 1030, 1343 )	)	Computer Investigations Threat	(8)	(9)
31(18 USC § 32 (a)(1)) (5), 371	)	International Terrorism - Other	(2)	(0)
32(18 USC § 1962	)	Labor Racketeering	(1)	(0)
33(42 USC § 3631	)	Racial Discrimination	(1)	(0)
34(18 USC § 2422	)	White Slave Traffic Act	(2)	(6)
35(18 USC § 2113	)	Bank Burglary	(2)	(0)
36(18 USC § 1951, 1959 )	)	RICO	(5)	(6)
37(18 USC § 186, 1962 )	)	Corruption of State and Local Public Officials	(72)	(193)
38(18 USC § 2332 (a) )	)	Use, Possession, Transfer, Production, Transport of WMD	(2)	(0)
39(26 USC § 5861, 5871 )	)	CT Preparedness - Special Events	(1)	(0)
40(18 USC § 2, 2251, 2252	)	Innocent Images National Initiative	(2)	(0)

41(18 USC § 3123

) Domestic Police
Cooperation

(4) (2)

AGENCY Drug Enforcement Administration

Pen Register Applications - Calendar Year 2002
(January 1 - December 31, 2002)

Number of Original Orders	<u>1841</u>
Number of Extensions	<u>150</u>
Number of Investigations Involved	<u>563</u>
Number of Persons Whose Telephone Dialings Were Affected	<u>1841</u>

LIST OF THE VIOLATIONS FOR WHICH
PEN REGISTERS WERE SOUGHT

Statutory Citation	Principal Violation	Number of Original Applications & Extensions
1 (21 USC 841)	<u>Distribution of Narcotics</u>	(1210) (337)
2 (21 USC 846)	<u>Conspiracy to Distribute</u>	(226) (93)
3 (21 USC 952)	<u>Importation of Narcotics</u>	(39) (14)
4 (18 USC 1956)	<u>Money laundering</u>	(59) (13)

AGENCY Drug Enforcement Administration

Trap & Trace Applications - Calendar Year 2002
(January 1 – December 31, 2002)

Number of Original Orders 216

Number of Extensions 68

Number of Investigations Involved 69

Number of Persons Whose
Telephone Dialings Were Affected 216

LIST OF THE VIOLATIONS FOR WHICH
PEN REGISTERS WERE SOUGHT

Statutory Citation	Principal Violation	Number of Original Applications & Extensions
1 (21 USC 841)	<u>Distribution of Narcotics</u>	(130) (23)
2 (21 USC 846)	<u>Conspiracy to Distribute</u>	(70) (14)
3 (21 USC 1956)	<u>Money laundering</u>	(37) (19)



U.S. Department of Justice
United States Marshals Service
Investigative Services Division

Washington, DC 20530-1000

September 27, 2004

MEMORANDUM TO: Christopher A. Ray
Assistant Attorney General
Criminal Division

FROM: Timothy A. Williams *David K. Roberts for:*
Chief, Technical Operations Group
Investigative Services Division

SUBJECT: Annual Reports for 2002 and 2003

Attached are the year end activity reports for calendar years 2002 and 2003 compiled by the United States Marshals Service's Technical Operations Group. The reports summarize the Service's yearly activity relating to Pen Registers and Trap and Trace orders.

Agency: United States Marshals Service

Pen Register Applications	Calendar Year 2002 January 1 – December 31, 2002
Number of Original Orders	556
Number of Extensions	26
Number of Investigations Involved	556
Number of Persons Whose Telephone Dialings Were Affected	556

List of the Violations for Which
Pen Registers/Trap & Trace were sought

Statutory Citation	Principal Violation	Number of Original Applications & Extensions
18 USC 0301)	Illegal Entry	(2)
(18 USC 0901)	Homicide-Willful Kill-Family-Gun	(1)
(18 USC 0902)	Homicide-Willful Kill-FamilyWeap	(3)
(18 USC 0903)	Homicide-Willful Kill-NonfamGun	(44) (8)
(18 USC 0904)	Homicide-Willful Kill-NonfamWeap	(17)
(18 USC 0905)	Homicide-Willful Kill-Pub Off-Gun	(3)
(18 USC 0907)	Homicide-Willful Kill-Pol Off-Weap	(5)
(18 USC 0910)	Homicide-Neglig Mansl-Weapon	(2)
(18 USC 0911)	Willful Kill- Gun	(30)
(18 USC 0999)	Homicide	(49) (2)
(18 USC 1002)	Kidnap Adult for Ransom	(2)
(18 USC 1005)	Kidnap Minor	(4)
(18 USC 1099)	Kidnapping	(2)
(18 USC 1102)	Rape with Weapon	(6)
(18 USC 1103)	Rape – Strongarm	(3)
(18 USC 1117)	Sex Asslt- Carnal Abuse	(6)
(18 USC 1199)	Sex Assault	(1)
(18 USC 1201)	Robbery- Business-Gun	(14)
(18 USC 1207)	Robbery-Resid-Gun	(2)
(18 USC 1208)	Robbery-Resid-Weapon	(2)
(18 USC 1211)	Robbery-Banking-Type Inst	(2)
(18 USC 1212)	Carjacking-Armed	(10)
(18 USC 1299)	Robbery	(1)
(18 USC 1304)	Aggrav Asslt-Nonfamily-Gun	(4)
(18 USC 1305)	Aggrav Asslt-Non Family-Weapon	(10)
(18 USC 1310)	Aggrav Asslt-Pol Off-Gun	(2)

(18 USC 1311)	Aggrav Asslt- Pol Off-Weapon	(4)	
(18 USC 1314)	Aggrav Asslt - Gun	(3)	
(18 USC 1315)	Aggrav Asslt - Weapon.	(2)	
(18 USC 1399)	Assault	(6)	
(18 USC 2202)	Burgl-Forced Entry-Resid	(1)	
(18 USC 2203)	Burgl-Forced Entry-nonresid	(2)	
(18 USC 2299)	Burglary	(2)	
(18 USC 2589)	Forgery	(2)	
(18 USC 2608)	Fraud by Wire	(2)	
(18 USC 2699)	Damage Property	(4)	
(18 USC 3599)	Dangerous Drugs	(4)	(1)
(18 USC 3601)	Sex Offense-Against Child-Fondling	(1)	
(18 USC 3699)	Sex Offense	(2)	
(18 USC 3704)	Obscene material-Possess	(1)	
(18 USC 4901)	Escape	(50)	(2)
(18 USC 4902)	Flight to Avoid	(2)	
(18 USC 5001)	Bail - Secured Bond	(6)	(3)
(18 USC 5011)	Parole Violation	(4)	(4)
(18 USC 5012)	Probation Violation	(15)	
(18 USC 5013)	Condit Release Violations	(6)	(1)
(18 USC 5015)	Failure to Appear See Mis	(18)	
(18 USC 5212)	Possession of Weapon	(1)	
(18 USC 5299)	Weapon Offense	(20)	
(18 USC 6110)	Money Laundering (if tax based)	(5)	
(21 USC 841)	Manufacture,Distr Controlled Sub	(2)	
(21 USC 846)	Consp to distribute Controlled Sub	(22)	
(21 USC 3510)	Heroin-Sell	(9)	
(21 USC 3530)	Cocaine-Sell	(15)	(5)
(21 USC 3531)	Cocaine-Smuggl	(1)	
(21 USC 3532)	Cocaine-Possess	(20)	
(21 USC 3533)	Cocaine	(43)	
(21 USC 3550)	Narcotic Equip-Possess	(35)	
(21 USC 3561)	Marijuana-Smuggle	(6)	
(21 USC 3562)	Marijuana-Possess	(3)	
(21 USC 3563)	Marijuana-Producing	(2)	
(21 USC 3564)	Marijuana	(3)	
(21 USC 3571)	Amphetamine-Possess	(2)	
(21 USC 3573)	Amphetamine	(3)	