

November 14, 2002

BY COURIER

General Brent Scowcroft (USAF Retired)
Chairman
Intelligence Oversight Board
Old Executive Office Building
Washington, D.C.

Dear General Scowcroft:

Enclosed for your information is a self-explanatory letterhead memorandum (LHM), entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Division and the [redacted] [redacted] Division, IOB Matter 2002-52." (U)

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This LHM sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations and/or laws, Executive Orders, or Presidential Directives which govern FBI foreign counterintelligence and international terrorism investigations. This matter has also been referred to our Office of Professional Responsibility for a determination of whether any administrative action is warranted. (U)

Enclosure

- 1 - Mr. Wainstein
- 1 - Mr. [redacted]
- 1 - Mr. [redacted]
- 1 - OPR (IOB 2002 52)
- 1 - Mr. [redacted]

~~UNCLASSIFIED WHEN
DETACHED FROM
CLASSIFIED ENCLOSURE~~

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- Dep. Dir. _____
- Chief of Staff _____
- Off. of Gen. _____
- Counsel _____
- Asst. Dir. _____
- Adm. Ser. _____
- Crim. Inv. _____
- CJIS _____
- Finance _____
- Info. Res. _____
- Lab. _____
- National Sec. _____
- OPR _____
- Off. of Public _____
- & Cong. Affs. _____
- Training _____
- Off. of EEOA _____
- Director's Office _____

~~Derived from : G-3
Declassify on: X1~~

~~SECRET~~

Hofmann-IOB-2363

~~SECRET~~

General Brent Scowcroft (USAF Retired)

Should you or any member of your staff require additional information concerning this matter, an oral briefing will be arranged for you at your convenience. (U)

Sincerely,

Kenneth L. Wainstein
General Counsel

Lynne A. Hunt
Assistant Director
Inspection Division

NOTE: This case was referred to OGC by EC from INSD to the Director's Office and OGC, dated 10/04/02 and titled "[redacted] [redacted] [redacted] Division [redacted] IOB 2002 52." In this case, [redacted] LHM was submitted [redacted] late. The [redacted] FBIHQ, failed to catch the omission. As a result, OIPR was precluded from conducting meaningful oversight and review of an ongoing [redacted] involving a U.S. person. This is a matter reportable to the IOB.

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HW
10/24/0

APPROVED:	Crim. Inv. _____	Inspection <input checked="" type="checkbox"/>	Training _____
	CJS _____	Laboratory _____	Off. of EEO _____
	Finance _____	National Sec. _____	Affairs _____
	Director _____	Gen. Counsel <i>HW</i>	Off. of Public Affs _____
	Deputy Director _____	Info. Res. _____	Personnel _____
			Cong. Affs _____

~~SECRET~~

DATE: 07-02-2010
CLASSIFIED BY 65179/DMH/plj/lcw
REASON: 1.4 (c)
DECLASSIFY ON: 07-02-2035

~~SECRET~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[redacted] DIVISION AND THE
[redacted] DIVISION
IOB MATTER 2002-52 (U)

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Investigation of this matter has determined that in
conducting a [redacted] of [redacted]
the Federal Bureau of Investigation (FBI) failed to meet the
annual reporting requirements prescribed in [redacted] of
the Attorney General Guidelines for FBI Foreign Intelligence
Collection and Foreign Counterintelligence Investigations (FCIG).
In this regard, on [redacted] the [redacted] Division
("[redacted]") opened a [redacted] on the
subject, which subsequently was converted to a [redacted]
on [redacted]. Because the subject was (and remains) a
"United States person" as that term is used in [redacted]

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[redacted],
continuation of the investigation required that [redacted]
and the [redacted] Division, FBI Headquarters,
comply with the reporting requirements of Executive Order 12863
and the FCIG. Due to apparent administrative error on the part
of the assigned case agent, [redacted]'s [redacted]
letterhead memorandum was submitted [redacted] late to the
Office of Intelligence Policy and Review (OIPR), Department of
Justice (DOJ). The error went undetected by [redacted]
[redacted]. As a result, OIPR was precluded from
conducting meaningful oversight and review of an ongoing [redacted]
[redacted] of a U.S. person during the period in question.
The matter has been reported to the FBI's Office of Professional
Responsibility. ~~(S)~~

down
10/24/02

APPROVED:

Crim. Inv.	Inspection	Training
CJS	Laboratory	Off. of EEO
Finance	National Sec.	Affairs
Gen. Counsel <i>lw</i>	OPR	Off. of Public &
Info. Res.	Personnel	Cong. Affs

Derived from Director G-3
Declassify Deputy Director 1

~~SECRET~~

December 3, 2002

BY COURIER

General Brent Scowcroft (USAF Retired)
Chairman
Intelligence Oversight Board
Old Executive Office Building
Washington, D.C.

Dear General Scowcroft:

Enclosed for your information is a self-explanatory letterhead memorandum (LHM), entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Division, IOB Matter 2002-56." (U)

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This LHM sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations and/or laws, Executive Orders, or Presidential Directives which govern FBI foreign counterintelligence and international terrorism investigations. This matter has also been referred to our Office of Professional Responsibility for a determination of whether any administrative action is warranted. (U)

Enclosure

- 1 - Mr. Wainstein
- 1 - Mr. [redacted]
- 1 - Mr. [redacted]
- 1 - OPR (IOB 2002 56)
- ① - Mr. [redacted]

~~UNCLASSIFIED WHEN
DETACHED FROM
CLASSIFIED ENCLOSURE~~

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- Dep. Dir. _____
- Chief of Staff _____
- Off. of Gen. _____
- Counsel _____
- Asst. Dir.:
- Admin. Serv. _____
- Crim. Inv. _____
- CJIS _____
- Finance _____
- Info. Res. _____
- Lab. _____
- National Sec. _____
- OPR _____
- Off. of Public & Cong. Affs. _____
- Training _____
- Off. of EEOA _____
- Director's Office _____

~~Derived from: G-3
Declassify on: X1~~

~~SECRET~~

Hofmann-IOB-2366

MAIL ROOM

FBI/DOJ

~~SECRET~~

General Brent Scowcroft (USAF Retired)

Should you or any member of your staff require additional information concerning this matter, an oral briefing will be arranged for you at your convenience. (U)

Sincerely,

Patrick W. Kelley
Deputy General Counsel

NOTE: This case was referred to OGC by EC from INSD to the Director's Office and OGC, dated 10/17/02 and titled "[redacted] [redacted] [redacted] Division [redacted] IOB 2002 56." In this case, [redacted] failed to submit to Headquarters a timely request to extend [redacted] [redacted]. The errors of oversight and administration are reportable to the IOB.

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APPROVED:

Crim. Inv. _____	Inspection _____	Training _____
CJS _____	Laboratory _____	Off. of EEO _____
Finance _____	National Sec. _____	Affairs _____
Director _____	Gen. Counsel [Signature] _____	Off. of Public & _____
Deputy Director _____	Info. Res. _____	Personnel _____
		Cong. Affs. _____

WJMS
11/13/02

~~SECRET~~

Hofmann-IOB-2367

~~SECRET~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[redacted] DIVISION
2002-56 (U)

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Investigation of this IOB matter has determined that, on [redacted], the [redacted] Division (" [redacted] ") initiated a [redacted] [redacted] who was (and remains) a "United States person" as that term is used in [redacted]

[redacted]. Thus, continuation of the [redacted] required that [redacted] comply with the requirements of Executive Order 12863 and the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations (FCIG). During a file review conducted by the case agent on [redacted] it was determined that as a consequence of administrative error, authority to continue the [redacted] had expired on [redacted] and that the field division had not submitted [redacted]

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[redacted] nor had a request to extend the [redacted] been submitted for Headquarters' approval. During the period of the overrun, [redacted]

[redacted] This was contrary to the requirements of the FCIG and administrative regulations promulgated by FBI Headquarters. The matter has been reported to the FBI's Office of Professional Responsibility.

Umm
11/12/02

APPROVED:

Derived from : G-3	Crim. Inv. _____	Inspection _____	Training _____
Classified by : [redacted]	CJIS _____	Laboratory _____	Off. of EEO _____
Declassify on : x1	Finance _____	National Sec. _____	Affairs _____
Deputy Director _____	Gen. Counsel _____	OPR _____	Off. of Public & Cong. Affs. _____
	Info. Res. _____	Personnel _____	

SECRET

(U) 1. ~~(S)~~ A "United States person" is defined [redacted] [redacted] (seq.) as "a citizen of the United States [or] an alien lawfully admitted for permanent residence (as defined in [redacted] of the Immigration and Naturalization Act)" See also [redacted] of the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations.

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Hofmann-IOB-2368

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

~~SECRET~~

DATE: 07-02-2010
CLASSIFIED BY 65179/DHH/plj/lcw
REASON: 1.4 (c,d)
DECLASSIFY ON: 07-02-2035

December 3, 2002

BY COURIER

General Brent Scowcroft (USAF Retired)
Chairman
Intelligence Oversight Board
Old Executive Office Building
Washington, D.C.

Dear General Scowcroft:

Enclosed for your information is a self-explanatory
letterhead memorandum (LHM), entitled "Intelligence Oversight
Board (IOB) Matter, [redacted]
[redacted] Division,
IOB Matter 2002-60." ~~(S)~~

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This LHM sets forth details of investigative activity
which the FBI has determined was conducted contrary to the
Attorney General Guidelines for FBI Foreign Intelligence
Collection and Foreign Counterintelligence Investigations and/or
laws, Executive Orders, or Presidential Directives which govern
FBI foreign counterintelligence and international terrorism
investigations. This matter has also been referred to our Office
of Professional Responsibility for a determination of whether any
administrative action is warranted. (U)

Enclosure

- 1 - Mr. Wainstein
- 1 - Mr. [redacted]
- 1 - Mr. [redacted]
- 1 - OPR (IOB 2002-60)
- 1 - Mr. [redacted]

~~UNCLASSIFIED WHEN
DETACHED FROM
CLASSIFIED ENCLOSURE~~

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- Dep. Dir. _____
- Chief of Staff _____
- Off. of Gen. _____
- Counsel _____
- Asst. Dir.:
- Admin. Serv. _____
- Crim. Inv. _____
- CJIS _____
- Finance _____
- Info. Res. _____
- Lab. _____
- National Sec. _____
- OPR _____
- Off. of Public & Cong. Affs. _____
- Training _____
- Off. of EBOA _____
- Director's Office _____

~~Derived from: G-3
Declassify on: X1~~

~~SECRET~~

Hofmann-IOB-2369

MAIL ROOM

FBI/DOJ

~~SECRET~~

General Brent Scowcroft (USAF Retired)

Should you or any member of your staff require additional information concerning this matter, an oral briefing will be arranged for you at your convenience. (U)

Sincerely,

Patrick W. Kelley
Deputy General Counsel

WAMS
11/13/02

APPROVED:	Crim. Inv. _____	Inspection _____	Training _____
	CJIS _____	Laboratory _____	Off. of EEO _____
	Finance _____	National Sec. _____	Affairs _____
Director _____	Gen. Counsel <i>PWK</i>	OPM _____	Off. of Public & _____
Deputy Director _____	Info. Res. _____	Personnel _____	Cong. Affs. _____

PWK
11/25/02

~~SECRET~~

DATE: 07-02-2010
CLASSIFIED BY 65179/DMH/plj/lcw
REASON: 1.4 (c,d)
DECLASSIFY ON: 07-02-2035

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INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER,

~~(S)~~
~~(S)~~
[Redacted]
[Redacted] DIVISION
IOB MATTER 2002-60 (U)

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~~(S)~~
Investigation of this matter has determined that the [Redacted] Division (" [Redacted] ") opened a [Redacted] on [Redacted] which subsequently was converted to a [Redacted] on [Redacted]. Because the subject of the investigation was (and remains) a "United States person" as that term is used in [Redacted] and [Redacted] of the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations (FCIG)¹, continuation of the investigation required that [Redacted] and [Redacted] -- [Redacted] -- comply with the reporting requirements of Executive Order 12863 and the FCIG. Due to administrative error, [Redacted] failed to forward [Redacted]'s first annual letterhead memorandum (LHM), due on [Redacted] to the National Security Law Unit, Office of the General Counsel, FBI Headquarters, for submission to the Office of Intelligence Policy and Review (OIPR), Department of Justice, as required by the FCIG. The error was not discovered until [Redacted] when [Redacted]'s [Redacted] LHM was submitted for review. As a result of the error, OIPR was not advised of the status of the FBI's ongoing investigation for approximately [Redacted]. This delay precluded OIPR from conducting meaningful review and oversight of this case. The matter has been reported to the FBI's Office of Professional Responsibility.

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Derived from : G-3
Declassify on : ~~SECRET~~

APPROVED:

~~SECRET~~

Director
Deputy Director

NSLUTW/TL/...
Crim. Inv. _____
C.I.S. _____
Finance _____
Gen. Counsel _____
Info. Res. _____
Inspection _____
Laboratory _____
National Sec. _____
OIPR _____
Personnel _____
Training _____
Off. of EEO _____
Affairs _____
Off. of Public & _____
Cong. Affs. _____

(U) ¹ ~~(S)~~ A "United States person" is defined [Redacted] (see.) as a citizen of the United States [or] an alien lawfully admitted for permanent residence (as defined in [Redacted] of the Immigration and Naturalization Act). . . . See also [Redacted] of the FCIG.

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December 12, 2002

BY COURIER

General Brent Scowcroft (USAF Retired)
Chairman
Intelligence Oversight Board
Old Executive Office Building
Washington, D.C.

Dear General Scowcroft:

Enclosed for your information is a self-explanatory letterhead memorandum (LHM), entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Division and the [redacted] [redacted] Division, FBI Headquarters, IOB Matter 2002-72." (U)

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This LHM sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations and/or laws, Executive Orders, or Presidential Directives which govern FBI foreign counterintelligence and international terrorism investigations. This matter has also been referred to our Office of Professional Responsibility for a determination of whether any administrative action is warranted. (U)

Enclosure

- 1 - Mr. Kelley
- 1 - Mr. [redacted]
- 1 - Mr. [redacted]
- 1 - OPR (IOB 2002-72)
- 1 - Mr. [redacted]

~~UNCLASSIFIED WHEN
DETACHED FROM
CLASSIFIED ENCLOSURE~~

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- Dep. Dir. _____
- Chief of Staff _____
- Off. of Gen. Counsel _____
- Asst. Dir.:
- Admin. Serv. _____
- Crim. Inv. _____
- CJIS _____
- Finance _____
- Info. Res. _____
- Lab. _____
- National Sec. _____
- OPR _____
- Off. of Public & Cong. Affs. _____
- Training _____
- Off. of EEOA _____
- Director's Office _____

~~Derived from : G-3
Declassify on: X1~~

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Hofmann-IOB-2372

~~SECRET~~

General Brent Scowcroft (USAF Retired)

Should you or any member of your staff require additional information concerning this matter, an oral briefing will be arranged for you at your convenience. (U)

Sincerely,

Patrick W. Kelley
Deputy General Counsel

APPROVED:	Crim. Inv. _____	Inspection _____	Training _____
	CJS _____	Laboratory _____	Off. of EEO _____
	Finance _____	National Sec. _____	Affairs _____
	Director _____	Gen. Counsel <i>PWK</i> _____	Off. of Public & _____
Deputy Director _____	Info. Res. _____	Personnel _____	Cong. Affs. _____

*NSLW
11/10/02*

- 2 -

~~SECRET~~

Hofmann-IOB-2373

DATE: 07-02-2010
CLASSIFIED BY 65179/DMH/plj/lcw
REASON: 1.4 (c)
DECLASSIFY ON: 07-02-2035

~~SECRET~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[redacted] DIVISION AND THE

[redacted] DIVISION,

FBI HEADQUARTERS
IOB MATTER 2002-72 (U)

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As reported by the [redacted],
FBI Headquarters, on [redacted]
[redacted]
[redacted]. On [redacted]
[redacted]

[redacted]. In each of the declarations that accompanied the
Government's applications [redacted], the Government described
events that took place on [redacted], and stated,
in pertinent part, that [redacted]

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" This was incorrect. In fact, [redacted]

Additionally, a footnote
in the Government's [redacted] declaration indicated that

This, too, was incorrect. As stated above, [redacted]

These errors, detected on [redacted]
were repeated in all three declarations. They were reported [redacted]
on [redacted] and subsequently were briefed to [redacted]
They have also been reported to the
FBI's Office of Professional Responsibility for action deemed
appropriate.

~~Derived from: G-3
Declassify on: X1~~

~~SECRET~~

APPROVED:

Director _____	Crim. Inv. _____	Inspection _____	Training _____
Deputy Director _____	CJIS _____	Laboratory _____	Off. of EEO _____
	Finance _____	National Sec. _____	Affairs _____
	Gen. Counsel _____	GPR _____	Off. of Public & _____
	Info. Res. _____	Personnel _____	Cong. Affs. _____

Hofmann-IOB-2374

MSW
10/2/02

February 12, 2003

BY COURIER

General Brent Scowcroft (USAF Retired)
Chairman
Intelligence Oversight Board
Old Executive Office Building
Washington, D.C.

Dear General Scowcroft:

Enclosed for your information is a self-explanatory
letterhead memorandum (LHM), entitled "Intelligence Oversight
Board (IOB) Matter, [redacted] Division, IOB Matter 2002-75." (U)

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This LHM sets forth details of investigative activity
which the FBI has determined was conducted contrary to the
Attorney General Guidelines for FBI Foreign Intelligence
Collection and Foreign Counterintelligence Investigations and/or
laws, Executive Orders, or Presidential Directives which govern
FBI foreign counterintelligence and international terrorism
investigations. This matter has also been referred to our Office
of Professional Responsibility for a determination of whether any
administrative action is warranted. (U)

Enclosure

- 1 - Mr. Kelley
- 1 - Mr. [redacted]
- 1 - Mr. [redacted]
- 1 - OPR (IOB 2002-75)
- ① - Mr. [redacted]

~~UNCLASSIFIED WHEN
DETACHED FROM
CLASSIFIED ENCLOSURE~~

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- Dep. Dir. _____
- Chief of Staff _____
- Off. of Gen. _____
- Counsel _____
- Asst. Dir.:
- Adm. Ser. _____
- Crim. Inv. _____
- CJIS _____
- Finance _____
- Info. Res. _____
- Lab. _____
- National Sec. _____
- OPR _____
- Off. of Public _____
- & Cong. Affs. _____
- Training _____
- Off. of EEOA _____
- Director's Office _____

~~Derived from : G-3
Declassify on: X1~~

~~SECRET~~

Hofmann-IOB-2375

~~SECRET~~

General Brent Scowcroft (USAF Retired)

Should you or any member of your staff require additional information concerning this matter, an oral briefing will be arranged for you at your convenience. (U)

Sincerely,

Patrick W. Kelley
Deputy General Counsel

WKS
11/16/03

APPROVED: Crim. Inv. _____ Inspection _____ Training _____
 CJIS _____ Laboratory _____ Off. of EEO _____
 Finance _____ National Sec. _____ Affairs _____
Director _____ Gen. Counsel *KW/K* OPR _____ Off. of Public & _____
Deputy Director _____ Info. Res. _____ Personnel _____ Cong. Affs. _____

JK
2/15/03

- 2 -

~~SECRET~~

Hofmann-IOB-2376

~~SECRET~~

DATE: 07-02-2010
CLASSIFIED BY 65179/DMH/plj/lcw
REASON: 1.4 (c)
DECLASSIFY ON: 07-02-2035

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER,
[REDACTED] DIVISION,
IOB MATTER 2002-75 (U)

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The Federal Bureau of Investigation's Inspection Division has determined that in conducting a [REDACTED] on [REDACTED], the FBI failed to comply with the annual reporting requirements prescribed in [REDACTED] of the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations (FCIG). In this regard, on [REDACTED], the [REDACTED] Division ([REDACTED]) opened a [REDACTED] on [REDACTED]. That inquiry was converted to a [REDACTED] on [REDACTED]. Because the subject of the investigation was (and remains) a "United States person" as that term is used in [REDACTED] and [REDACTED] of the FCIG, continuation of the investigation required that [REDACTED] comply with the reporting requirements of Executive Order 12863 and the FCIG. Due to administrative error, [REDACTED] failed to submit the annual letterhead memoranda (LHM) required in [REDACTED]. The case was closed in [REDACTED]. As a consequence of these reporting errors, the Office of Intelligence Policy and Review, Department of Justice, was not advised of the status of [REDACTED]'s ongoing investigation involving a U.S. person at any time following the submission of [REDACTED]'s initial 90-day LHM in [REDACTED]. The matter has been reported to the FBI's Office of Professional Responsibility for action deemed appropriate. (S)

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~~Derived from: G-3
Declassify on: X1~~

~~SECRET~~
Director: [REDACTED]
Dep. Dir.: [REDACTED]
Asst. Dir.:

Chief of Insp.	Inspection	Training
ChS	Laboratory	Off. of EEO
Ident.	National Sec.	Affairs
Int. Sec.	Off. of Public & Int. Affairs	Off. of Public & Int. Affairs
Legal Coun.	Records Mgmt.	Gen. Inv.

Hofmann IOB 2377

Muse

DECLASSIFIED BY 65179 DMH/plj
ON 07-12-2010

BY COURIER

Mr. James Langdon
Chairman
Intelligence Oversight Board
Room 5020
New Executive Office Building
725 17th Street, N.W.
Washington, D.C. 20503

Dear Mr. Langdon:

This letter forwards for your information a self-explanatory enclosure entitled, "Intelligence Oversight Board (IOB) Matter, IOB 2003 103." (U)

The enclosure sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations and/or laws, Executive Orders, or Presidential Directives which govern FBI foreign counterintelligence and international terrorism investigations. (U)

Enclosure

~~UNCLASSIFIED WHEN
DETACHED FROM
CLASSIFIED ENCLOSURE~~

~~Derived From: G-3
Declassify on: X25-1~~

1 - Ms. Thomas	1 - OPR (IOB 2003-103)
1 - Ms. Kelley	1 - 278-HQ-C1229736-VIO
1 - Mr. Hulon	1 - Mr.

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Hofmann-IOB-2378

Mr. James Langdon

Should you or any member of your staff require additional information concerning this matter, an oral briefing will be arranged for you at your convenience.

Sincerely,

Julie F. Thomas
Deputy General Counsel

- 1 - The Honorable Alberto Gonzales
Attorney General
U.S. Department of Justice
Room 5111
- 1 - Mr. James Baker III
Counsel
Office of Intelligence Policy and Review
U.S. Department of Justice
Room 6000

~~SECRET~~

DATE: 07-12-2010
CLASSIFIED BY 65179 DMH/plj
REASON: 1.4 (c)
DECLASSIFY ON: 07-12-2035

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INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
IOB 2003 103 (U)

(S)

(S)

Investigation of this IOB matter has determined that, a [redacted] of [redacted] [redacted] who was a "United States person" as that term is used in the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations (FCIG),¹ was opened by the [redacted] Field Office of the Federal Bureau of Investigation ("FBI") on [redacted]. The initiation and continuation of the [redacted] required that the [redacted] Field Office and [redacted] comply with the requirements of the FCIG. However, the [redacted] Field Office did not submit an initial 90-day letterhead memorandum to [redacted] until [redacted]. [redacted] submitted the initial 90-day letterhead memorandum of [redacted] for dissemination to the Office of Intelligence Policy and Review (OIPR) of the United States Department of Justice. As a result of the significantly delayed reporting of the initial 90-day letterhead memorandum, OIPR was precluded from exercising its responsibility for oversight and review of an ongoing foreign counterintelligence investigation of a U.S. person, contrary to the requirements of the FCIG.

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This matter has been referred to the FBI's Inspection Division for action deemed appropriate.

~~Derived from: G-3
Declassify on: X25-1~~

~~SECRET~~

(U)

~~(S)~~ The FCIG remained in effect during the entire time frame encompassing this matter. The Attorney General's Guidelines for FBI National Security Investigations and Foreign Intelligence Collection (NSIG) did not take effect until October 31, 2003. A "United States person" is defined in [redacted] of the FCIG as "an individual who is ... [a] United States citizen ... or ... [b] a permanent resident alien" Hofmann-IOB-2380

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**FEDERAL BUREAU OF INVESTIGATION
FOIA/PA DELETED PAGE INFORMATION SHEET**

3

Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

Deletions were made pursuant to the exemptions indicated below with no segregable material available for release to you.

Section 552

Section 552a

- (b)(1)
- (b)(2)
- (b)(3) _____
- _____
- _____
- (b)(4)
- (b)(5)
- (b)(6)

- (b)(7)(A)
- (b)(7)(B)
- (b)(7)(C)
- (b)(7)(D)
- (b)(7)(E)
- (b)(7)(F)
- (b)(8)
- (b)(9)

- (d)(5)
- (j)(1)
- (k)(1)
- (k)(2)
- (k)(3)
- (k)(4)
- (k)(5)
- (k)(6)
- (k)(7)

Information pertained only to a third party with no reference to the subject of your request or the subject of your request is listed in the title only.

Document(s) originated with another government agency (OGA). These documents were referred to that agency(ies) for review and you will be advised by the FBI as to the releasability of this information.

_____ Page(s) contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

_____ Page(s) withheld inasmuch as a final release determination has not been made. You will be advised as to the disposition at a later date.

3 Page(s) were not considered for release as they are duplicative of Hofmann-IOB-184 through Hofmann-IOB-186

_____ Page(s) withheld for the following reason(s):_

☒ The following number(s) is (are) to be used for reference regarding these pages : **Hofmann-IOB-2381 through Hoffman-IOB-2383**

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DECLASSIFIED BY 65179 DMH/plj
ON 07-12-2010

BY COURIER

General Brent Scowcroft (USAF Retired)
Chairman
Intelligence Oversight Board
Room 5020
New Executive Office Building
725 17th Street, N.W.
Washington, D.C. 20503

Dear General Scowcroft:

Enclosed for your information is a self-explanatory memorandum, entitled "Intelligence Oversight Board (IOB) Matter, IOB 2003 92." (U)

This memorandum sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations and/or laws, Executive Orders, or Presidential Directives which govern FBI foreign counterintelligence and international terrorism investigations. (U)

Enclosure

1 - Mr.
1 - Mr.
1 - 278-HQ-C1229736-VIO

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~~UNCLASSIFIED WHEN
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CLASSIFIED ENCLOSURE~~

~~Classified by: 39645, NSA/OGC
Reason: 1.5(c)
Declassify on: X1~~

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Hofmann-IOB-2384

~~SECRET~~

General Brent Scowcroft (USAF Retired)

Should you or any member of your staff require additional information concerning this matter, an oral briefing will be arranged for you at your convenience.

Sincerely,

John F. Curran
Deputy General Counsel

- 1 - The Honorable John D. Ashcroft
Attorney General
U.S. Department of Justice
Room 5111
- 1 - Mr. H. Marshall Jarrett
Counsel, Office of Professional Responsibility
U.S. Department of Justice
Room 4304

~~SECRET~~

Hofmann-IOB-2385

~~SECRET~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
IOB 2003 92 (U)

(S) Investigation of this IOB matter has determined that, on [redacted] the [redacted] Field Office of the Federal Bureau of Investigation ("FBI") requested initiation of a [redacted] of [redacted] who was a "United States person" as that term is used in the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations (FCIG).¹ Thus the initiation and continuation of the [redacted] required the [redacted] Field Office and [redacted] comply with the requirements of Executive Order 12863 and the FCIG. [redacted] Field Office submitted its initial 90-day letterhead memorandum nearly [redacted] beyond its original due date. [redacted]'s error was compounded by the failure of the [redacted] Division, to identify and report the potential IOB violation for [redacted] a violation of [redacted]. As a result of the delinquent LHM, OIPR was not properly advised of the initiation of the [redacted] in accordance with [redacted] of the FCIG. This delayed reporting clearly precluded OIPR from exercising its responsibility for oversight and review of an ongoing [redacted] investigation of a U.S. person, contrary to the requirements of the FCIG. This matter has been referred to the FBI's Office of Professional Responsibility for review and action deemed appropriate.

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~~Derived from: G-3
Declassify on: X-1~~

(U) ¹ ~~(S)~~ A "United States person" is defined in [redacted] of the FCIG as "an individual who is . . . [a] United States citizen . . . or . . . [b] a permanent resident alien"

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**FEDERAL BUREAU OF INVESTIGATION
FOIA/PA DELETED PAGE INFORMATION SHEET**

3 Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

Deletions were made pursuant to the exemptions indicated below with no segregable material available for release to you.

Section 552

Section 552a

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Information pertained only to a third party with no reference to the subject of your request or the subject of your request is listed in the title only.

Document(s) originated with another government agency (OGA). These documents were referred to that agency(ies) for review and you will be advised by the FBI as to the releasability of this information.

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_____ Page(s) withheld inasmuch as a final release determination has not been made. You will be advised as to the disposition at a later date.

3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-70 through Hofmann-IOB-72**

_____ Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages :

Hofmann-IOB-2387 through Hoffman-IOB-2389

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FEDERAL BUREAU OF INVESTIGATION
FOIA/PA DELETED PAGE INFORMATION SHEET

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Section 552

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-133 through Hofmann-IOB-135**

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The following number(s) is (are) to be used for reference regarding these pages : **Hofmann-IOB-2390 through Hoffman-IOB-2392**

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FEDERAL BUREAU OF INVESTIGATION
FOIA/PA DELETED PAGE INFORMATION SHEET

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Section 552

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-130 through Hofmann-IOB-132**

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The following number(s) is (are) to be used for reference regarding these pages : **Hofmann-IOB-2393 through Hoffman-IOB-2395**

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DECLASSIFIED BY 65179 DMH/PLJ/JM
ON 07-12-2010

BY COURIER

General Brent Scowcroft (USAF Retired)
Chairman
Intelligence Oversight Board
Room 5020
New Executive Office Building
725 17th Street, Northwest
Washington, D.C.

Dear General Scowcroft:

Enclosed for your information is a self-explanatory memorandum, entitled "Intelligence Oversight Board (IOB) Matter, Counterintelligence Division, IOB Matter 2002-54" (U)

This memorandum sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations and/or laws, Executive Orders, or Presidential Directives which govern FBI foreign counterintelligence and international terrorism investigations. (U)

Enclosure

- 1 - 278-HQ-1400427
- 1 - Ms. Kelley

~~UNCLASSIFIED WHEN
DETACHED FROM~~

~~Derived from : G-3
Declassify on: X 25-1~~

Case ID : 278-HQ-1400427

Hofmann-IOB-2396
Serial : 4

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Page 2

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General Brent Scowcroft (USAF Retired)

Should you or any member of your staff require additional information concerning this matter, an oral briefing will be arranged for you at your convenience.

Sincerely,

Patrick W. Kelley
Deputy General Counsel

- 1 - The Honorable John D. Ashcroft
Attorney General
U.S. Department of Justice
Room 5111
- 1 - Mr. H. Marshall Jarrett
Counsel, Office of Professional Responsibility
U.S. Department of Justice
Room 4304

Hofmann-IOB-2397

~~SECRET~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
COUNTERTERINTELLIGENCE DIVISION
IOB MATTER 2002-54 (U)

(S) Inquiry has determined that in conducting a [redacted] of a United States person, the Federal Bureau of Investigation (FBI) failed to meet the annual reporting requirements prescribed in [redacted] of the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations (FCIG). In this regard, the [redacted] Division [redacted] opened a [redacted] on [redacted] on [redacted]. Because the subject was (and remains) a "United States person" as that term is used in [redacted] continuation of the investigation required that [redacted] comply with the requirements of Executive Order 12863 and the FCIG. On 05/06/2002, [redacted] authored and uploaded into the FBI Automated Case Support a copy of the annual letterhead memorandum (LHM). [redacted] recalls receiving the LHM and submitting it to the FBI's Office of the General Counsel for dissemination to the Office of Intelligence Policy and Review (OIPR), Department of Justice. OGC has no record of having received the request. The failure to submit the required LHM was legally significant as it precluded the OIPR from conducting meaningful oversight and review of [redacted]'s investigation involving a United States person, and therefore necessitates this report to the Intelligence Oversight Board. ~~184~~

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~~Derived from: G-3
Declassify on: X 25-1~~

DATE: 07-12-2010
CLASSIFIED BY 65179 DMH/PLJ/JM
REASON: 1.4 (C)
DECLASSIFY ON: 07-12-2035

ALL INFORMATION CONTAINED
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Hofmann-IOB-2398

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FOIA/PA DELETED PAGE INFORMATION SHEET**

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Deletions were made pursuant to the exemptions indicated below with no segregable material available for release to you.

Section 552

Section 552a

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3 Page(s) were not considered for release as they are duplicative of Hofmann-IOB-13 through Hofmann-IOB-15

_____ Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages : Hofmann-IOB-2399 through Hoffman-IOB-2401

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**FEDERAL BUREAU OF INVESTIGATION
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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-103 through Hofmann-IOB-105**

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☒ The following number(s) is (are) to be used for reference regarding these pages : Hofmann-IOB-2402 through Hoffman-IOB-2404

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Page 1

DECLASSIFIED BY 65179 DMH/plj
ON 07-12-2010

BY COURIER

General Brent Scowcroft (USAF Retired)
Chairman
Intelligence Oversight Board
Room 5020
New Executive Office Building
725 17th Street, N.W.
Washington, D.C. 20503

Dear General Scowcroft:

This letter forwards for your information a self-explanatory enclosure entitled, "Intelligence Oversight Board (IOB) Matter, IOB 2003 65." (U)

The enclosure sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations and/or laws, Executive Orders, or Presidential Directives which govern FBI foreign counterintelligence and international terrorism investigations. (U)

Enclosure

- 1 - Mr. Curran
- 1 - Ms.
- 1 - Mr.
- 1 - 278-HQ-C1229736-VIO

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UNCLASSIFIED WHEN
DETACHED FROM
CLASSIFIED ENCLOSURE

~~Classified by: 39645, NSA/OGC
Reason: 1.5(c)~~

Case ID : 278-HQ-C1229736-VIO

Hofmann-IOB-2405
Serial : 462

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~~Declassify on: X25-1~~

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General Brent Scowcroft (USAF Retired)

Should you or any member of your staff require additional information concerning this matter, an oral briefing will be arranged for you at your convenience.

Sincerely,

John F. Curran
Deputy General Counsel

- 1 - The Honorable John D. Ashcroft
Attorney General
U.S. Department of Justice
Room 5111
- 1 - Mr. H. Marshall Jarrett
Counsel, Office of Professional Responsibility
U.S. Department of Justice
Room 4304
- 1 - Mr. James A. Baker III
Counsel, Office of Intelligence Policy and Review
U.S. Department of Justice
Room 6000

Hofmann-IOB-2406

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Page 3

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DATE: 07-12-2010
CLASSIFIED BY 65179 DMH/PLJ/JN
REASON: 1.4 (C)
DECLASSIFY ON: 07-12-2035

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INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
IOB 2003 65 (U)

(S)

Investigation of this IOB matter has determined that a [redacted] of [redacted], who is a "United States person" as that term is used in the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations (FCIG),¹¹ was opened by the [redacted] Division (" [redacted] ") of the Federal Bureau of Investigation ("FBI") on [redacted]. The initiation and continuation of the [redacted] required that [redacted] and [redacted] [redacted] comply with the requirements of Executive Order 12863 and the FCIG. The Office of Intelligence and Policy Review ("OIPR"), however, was not made aware of the opened investigation until on or about [redacted] nearly [redacted] [redacted] after the initiation of the [redacted]. As a result of the significantly delayed reporting of the initial 90-day letterhead memorandum, OIPR was precluded from exercising its responsibility for oversight and review of an ongoing foreign counterintelligence investigation of a U.S. person, contrary to the requirements of the FCIG.

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This matter has been referred to the FBI's Office of Professional Responsibility for action deemed appropriate.

~~Derived from: G-3
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Hofmann-IOB-2407

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****FOOTNOTES****

(U) ~~(S)~~ A "United States person" is defined in of the FCIG as "an individual who is . . . ia' United States citizen . . . or . . . ib' a permanent resident alien "

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FEDERAL BUREAU OF INVESTIGATION
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Section 552

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-94 through Hofmann-IOB-96**

_____ Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages : **Hofmann-IOB-2409 through Hoffman-IOB-2411**

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-16 through Hofmann-IOB-18**

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Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-38 through Hofmann-IOB-40**

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The following number(s) is (are) to be used for reference regarding these pages :

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3 Page(s) were not considered for release as they are duplicative of Hofmann-IOB-97 through Hofmann-IOB-99

_____ Page(s) withheld for the following reason(s):_

☒ The following number(s) is (are) to be used for reference regarding these pages :

Hofmann-IOB-2418 through Hoffman-IOB-2420

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Section 552

Section 552a

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3 Page(s) were not considered for release as they are duplicative of Hofmann-IOB-67 through Hofmann-IOB-69

_____ Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages :

Hofmann-IOB-2421 through Hoffman-IOB-2423

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Page(s) withheld for the following reason(s):_

⊗ The following number(s) is (are) to be used for reference regarding these pages :

Hofmann-IOB-2424 through Hoffman-IOB-2426

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-115 through Hofmann-IOB-117**

_____ Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages : **Hofmann-IOB-2427 through Hoffman-IOB-2429**

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4 Page(s) were not considered for release as they are duplicative of Hofmann-IOB-52 through Hofmann-IOB-55

_____ Page(s) withheld for the following reason(s): _____

⊗ The following number(s) is (are) to be used for reference regarding these pages :

Hofmann-IOB-2430 through Hoffman-IOB-2432

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-266 through Hofmann-IOB-268**

_____ Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages : **Hofmann-IOB-2433 through Hoffman-IOB-2435**

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-121 through Hofmann-IOB-123**

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The following number(s) is (are) to be used for reference regarding these pages : **Hofmann-IOB-2436 through Hoffman-IOB-2438**

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3 Page(s) were not considered for release as they are duplicative of Hofmann-IOB-100 through Hofmann-IOB-102

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The following number(s) is (are) to be used for reference regarding these pages : Hofmann-IOB-2439 through Hoffman-IOB-2441

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-73 through Hofmann-IOB-75**

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The following number(s) is (are) to be used for reference regarding these pages :

Hofmann-IOB-2442 through Hoffman-IOB-2444

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3 Page(s) were not considered for release as they are duplicative of Hofmann-IOB-175 through Hofmann-IOB-177

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The following number(s) is (are) to be used for reference regarding these pages :

Hofmann-IOB-2445 through Hoffman-IOB-2447

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3 Page(s) were not considered for release as they are duplicative of Hofmann-IOB-10 through Hofmann-IOB-12

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Hofmann-IOB-2448 through Hoffman-IOB-2450

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-22 through Hofmann-IOB-24**

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⊗ The following number(s) is (are) to be used for reference regarding these pages :

Hofmann-IOB-2451 through Hoffman-IOB-2453

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The following number(s) is (are) to be used for reference regarding these pages :

Hofmann-IOB-2454 through Hoffman-IOB-2456

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-35 through Hofmann-IOB-37**

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The following number(s) is (are) to be used for reference regarding these pages : **Hofmann-IOB-2457 through Hoffman-IOB-2459**

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FOIA/PA DELETED PAGE INFORMATION SHEET**

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Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

Deletions were made pursuant to the exemptions indicated below with no segregable material available for release to you.

Section 552

Section 552a

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-60 through Hofmann-IOB-63**

_____ Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages :

Hofmann-IOB-2460 through Hoffman-IOB-2462

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FEDERAL BUREAU OF INVESTIGATION
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3 Page(s) were not considered for release as they are duplicative of Hofmann-IOB-38 through Hofmann-IOB-40

_____ Page(s) withheld for the following reason(s):_

⊗ The following number(s) is (are) to be used for reference regarding these pages :

Hofmann-IOB-2463 through Hoffman-IOB-2465

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Page 1

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

DATE: 07-12-2010
CLASSIFIED BY 65179 DMH/PLJ/JM
REASON: 1.4 (C)
DECLASSIFY ON: 07-12-2035

BY COURIER

General Brent Scowcroft (USAF Retired)
Chairman
Intelligence Oversight Board
New Executive Office Building
Washington, D.C.

Dear General Scowcroft:

Enclosed for your information is a self-explanatory
letterhead memorandum (LHM) entitled Intelligence Oversight
Board (IOB) Matter, [redacted] Division, IOB Matter 2003-99." (U)

b2
b7E

This LHM sets forth details of investigative activity
which the FBI has determined was conducted contrary to the
Attorney General Guidelines for FBI Foreign Intelligence
Collection and Foreign Counterintelligence Investigations and/or
laws, Executive Orders, or Presidential Directives which govern
FBI foreign counterintelligence and international terrorism
investigations. (U)

Enclosure

1 - Mr. Hulon
1 - OPR (IOB 2003-99)
1 - Mrs. [redacted]

~~UNCLASSIFIED WHEN
DETACHED FROM
CLASSIFIED ENCLOSURE~~

b6
b7C

Case ID : 278-HQ-C1229736-VIO

Serial : 712

~~SECRET~~

Hofmann-IOB-2466

Should you or any member of your staff require additional information concerning this matter, an oral briefing will be arranged for you at your convenience. (U)

Sincerely,

Julie F. Thomas
Deputy General Counsel

- 1 - The Honorable Alberto Gonzales
Attorney General
U.S. Department of Justice
Room 5111
- 1 - Mr. James Baker
Counsel, Office of Intelligence Policy and Review
U.S. Department of Justice
Room 6150

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[redacted] DIVISION

IOB MATTER 2003-99 (U)

b2
b7E

(S)

The Federal Bureau of Investigation ("FBI") has determined that in conducting a [redacted] on [redacted] [redacted], the FBI failed to comply with the annual reporting

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Page 3

requirement prescribed in [redacted] of the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations (FCIG).ⁱⁱ In this regard, on [redacted], the [redacted] Division [redacted] opened a [redacted] on the subject. Because the subject was (and remains) a "United States person" as that term is defined in Section 1801(i) of the Foreign Intelligence Surveillance Act (FISA), initiation of a [redacted] required that [redacted] comply with the reporting requirements of the FCIG. [redacted] submitted its initial 90-day letterhead memorandum (LHM) on [redacted] approximately [redacted] beyond its original due date. The delayed reporting precluded OIPR from exercising its responsibility for oversight and review of an ongoing foreign counterintelligence investigation of a U.S. person, contrary to the requirements of the FCIG. The matter also has been reported to the FBI's Office of Professional Responsibility for action deemed appropriate. ~~(S)~~

b2
b7E

~~Derived from: G-3
Declassify on: X25-1~~

****FOOTNOTES****

(U) ~~(S)~~ ii: Although the FCIG were superseded on October 31, 2003 by the Attorney General's Guidelines for FBI National Security Investigations and Foreign Intelligence Collection (NSIG), "ia activities commenced under the FCIG are to be continued and completed under the FCIG, notwithstanding the adoption of the NSIG." See Memorandum from Attorney General John Ashcroft to Robert S. Mueller, III, dated October 31, 2003.

Hofmann-IOB-2468

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FEDERAL BUREAU OF INVESTIGATION
FOIA/PA DELETED PAGE INFORMATION SHEET

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Section 552

Section 552a

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| _____ | <input type="checkbox"/> (b)(7)(E) | <input type="checkbox"/> (k)(3) |
| <input type="checkbox"/> (b)(4) | <input type="checkbox"/> (b)(7)(F) | <input type="checkbox"/> (k)(4) |
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| | | <input type="checkbox"/> (k)(7) |

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3 Page(s) were not considered for release as they are duplicative of Hofmann-IOB-1012 through Hofmann-IOB-1014

_____ Page(s) withheld for the following reason(s):_

⊗ The following number(s) is (are) to be used for reference regarding these pages : Hofmann-IOB-2469 through Hofmann-IOB-2471

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**FEDERAL BUREAU OF INVESTIGATION
FOIA/PA DELETED PAGE INFORMATION SHEET**

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-523 through Hofmann-IOB-525**

_____ Page(s) withheld for the following reason(s):__

The following number(s) is (are) to be used for reference regarding these pages : **Hofmann-IOB-2472 through Hoffman-IOB-2474**

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FEDERAL BUREAU OF INVESTIGATION
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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-549 through Hofmann-IOB-551**

_____ Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages : **Hofmann-IOB-2475 through Hoffman-IOB-2477**

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Page(s) were not considered for release as they are duplicative of Hofmann-IOB-570 through Hofmann-IOB-572

Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages :

Hofmann-IOB-2478 through Hoffman-IOB-2480

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November 7, 2003

BY COURIER

General Brent Scowcroft (USAF Retired)
Chairman
Intelligence Oversight Board
Old Executive Office Building
Washington, D.C.

Dear General Scowcroft:

This letter forwards for your consideration a self-explanatory enclosure entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Division, IOB Matter 2003-139." (U)

b2
b7E

The enclosure sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations and/or laws, Executive Orders, or Presidential Directives which govern FBI foreign counterintelligence and international terrorism investigations. As reflected by the enclosure, the error was atypical and beyond the direct control of the FBI. (U)

Enclosure

- 1 - Mr. Szady
- 1 - Mr. Kelley
- ① - Mr. [redacted]
- 1 - 278-HQ-C1229736-) 1831

~~UNCLASSIFIED WHEN
DETACHED FROM
CLASSIFIED ENCLOSURE~~

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- Asst. Dir. _____
- Chief of Staff _____
- Off. of Gen. _____
- Adviser _____
- Asst. Dir. _____
- Admin. Serv. _____
- Crim. Inv. _____
- CJIS _____
- Finance _____
- Info. Res. _____
- Lab. _____
- National Sec. _____
- OPR _____
- Off. of Public _____
- & Cong. Affs. _____
- Training _____
- Off. of EEOA _____
- Director's Office _____

~~Derived from : G-3
Declassify on: X1~~

~~SECRET~~ Hofmann-IOB-2481

~~SECRET~~

General Brent Scowcroft (USAF Retired)

Should you or any member of your staff require additional information concerning this matter, an oral briefing will be arranged for you at your convenience. (U)

Sincerely,

Patrick W. Kelley
Deputy General Counsel

- 1 - The Honorable John D. Ashcroft
Attorney General
U.S. Department of Justice
Room 5111
- 1 - Mr. H. Marshall Jarrett
Counsel, Office of Professional Responsibility
U.S. Department of Justice
Room 4304

APPROVED: Crim. Inv. _____ Inspection _____ Training _____
 C.I.S. _____ Laboratory _____ Off. of EEO _____
 Finance _____ National Sec. _____ Affairs _____
 Director _____ Gen. Counsel OPR _____ Off. of Public Aff. _____
 Deputy Director _____ Info. Res. _____ Personnel _____ Comp. Aff. _____

JLMS
10/29/02
WAB
10/31/

~~SECRET~~

DATE: 07-12-2010
CLASSIFIED BY 65179 DMH/PLJ/JN
REASON: 1.4 (C,D)
DECLASSIFY ON: 07-12-2035

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[redacted] DIVISION
IOB MATTER 2003-139 (U)

b2
b7E

The [redacted] Division (" [redacted] ") of
the Federal Bureau of Investigation (FBI) has reported that,
owing to an error on the part of [redacted]

[redacted] conducted [redacted]
[redacted]

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[redacted] the communications were not actually monitored or
reviewed by FBI personnel. ~~(S)~~

Although this error is not directly attributable
to conduct on the part of FBI personnel, the unauthorized
surveillance is nevertheless a reportable matter under Section
2.2 of Executive Order 12863. (U)

APPROVED:

Crim. Inv.	Inspection	Training
CJIS	Laboratory	Off. of EEO
Finance	National Sec.	Affairs
Director	Gen. Counsel	OPR
Asst. Dir.	Info. Res.	Personnel
		Cong. Affs.

Derived from: G-3
Declassify on: ~~SI~~

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JMMS
10/29/03

Hofmann-IOB-2483

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**FEDERAL BUREAU OF INVESTIGATION
FOIA/PA DELETED PAGE INFORMATION SHEET**

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-91 through Hofmann-IOB-93**

_____ Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages :

Hofmann-IOB-2484 through Hoffman-IOB-2486

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_____ Page(s) withheld for the following reason(s):_

⊗ The following number(s) is (are) to be used for reference regarding these pages :
Hofmann-IOB-2487 through Hoffman-IOB-2489

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-22 through Hofmann-IOB-24**

_____ Page(s) withheld for the following reason(s):_

☒ The following number(s) is (are) to be used for reference regarding these pages :

Hofmann-IOB-2490 through Hoffman-IOB-2492

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_____ Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages :
Hofmann-IOB-2493 and Hofmann-IOB-2495 through Hoffman-IOB-2496

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~~SECRET~~

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

DATE: 07-12-2010
CLASSIFIED BY 65179 DMH/PLJ/JN
REASON: 1.4 (C)
DECLASSIFY ON: 07-12-2035

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[redacted] FIELD OFFICE
IOB MATTER 2003-114 (U)

b2
b7E

On [redacted], the [redacted] Field Office
("[redacted"]) of the Federal Bureau of Investigation learned that an
error had occurred in establishing a previously authorized [redacted]

[Large redacted area]

b1
b2
b4
b6
b7C
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b7E

(S)

(S)

(S)

[redacted] While the error is not attributable to FBI
personnel, the resulting [redacted] is a matter
reportable under Executive Order 12863. ~~(S)~~

JAMES
9/23/03

APPROVED:	Crim. Inv.	Inspection	Training
	CJS	Laboratory	Off. of EEO
	Finance	National Sec.	Affairs
Director	Gen. Counsel	Off.	Off. of Public Affs.
Deputy Director	Info. Res.	Personnel	Coop. Affs.

leb
9/23/03

~~Derived from: G-3
Declassify on: X1~~

~~SECRET~~

September 26, 2003

BY COURIER

General Brent Scowcroft (USAF Retired)
Chairman
Intelligence Oversight Board
New Executive Office Building
Washington, D.C.

Dear General Scowcroft:

Enclosed for your information is a self-explanatory letterhead memorandum (LHM) entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Field Office, IOB Matter 2003-114." (U)

b2
b7E

This LHM sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations and/or laws, Executive Orders, or Presidential Directives which govern FBI foreign counterintelligence and international terrorism investigations. (U)

Enclosure

- 1 - Mr. [redacted]
- 1 - Mr. Kelley
- 1 - Mr. [redacted]
- ① - Mr. [redacted]
- 1 - 278-HQ-C1229736-1806

~~UNCLASSIFIED WHEN
DETACHED FROM
CLASSIFIED ENCLOSURE~~

b6
b7C

- Dep. Dir. _____
- Chief of Staff _____
- Off. of Gen. _____
- Counsel _____
- Asst. Dir.:
- Admin. Ser. _____
- Crim. Inv. _____
- CJIS _____
- Finance _____
- Info. Res. _____
- Lab. _____
- National Sec. _____
- OPR _____
- Off. of Public & Cong. Affs. _____
- Training _____
- Off. of EEOA _____
- Director's Office _____

~~Derived from: G-3
Declassify on: X1~~

~~SECRET~~

Hofmann-IOB-2497

~~SECRET~~

General Brent Scowcroft (USAF Retired)

Should you or any member of your staff require additional information concerning this matter, an oral briefing will be arranged for you at your convenience. (U)

Sincerely,

Patrick W. Kelley
Deputy General Counsel

- 1 - The Honorable John D. Ashcroft
Attorney General
U.S. Department of Justice
Room 5111
- 1 - Mr. H. Marshall Jarrett
Counsel, Office of Professional Responsibility
U.S. Department of Justice
Room 4304

VWWS
8/23/03

APPROVED: Crim. Inv. _____ Inspection _____ Training _____
 C.I.S. _____ Laboratory _____ Off. of EEO _____
 Finance _____ National Sec. _____ Affairs _____
 Director _____ Gen. Counsel *PK* _____ Off. of Public & _____
 Deputy Director _____ Info. Res. _____ Personnel _____ Cong. Affs _____

LAB
9/2/03
JPR 9/15/03

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**FEDERAL BUREAU OF INVESTIGATION
FOIA/PA DELETED PAGE INFORMATION SHEET**

7

Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

Deletions were made pursuant to the exemptions indicated below with no segregable material available for release to you.

Section 552

Section 552a

(b)(1)

(b)(7)(A)

(d)(5)

(b)(2)

(b)(7)(B)

(j)(1)

(b)(3) _____

(b)(7)(C)

(k)(1)

(b)(7)(D)

(k)(2)

(b)(7)(E)

(k)(3)

(b)(7)(F)

(k)(4)

(b)(4)

(b)(8)

(k)(5)

(b)(5)

(b)(9)

(k)(6)

(b)(6)

(k)(7)

Information pertained only to a third party with no reference to the subject of your request or the subject of your request is listed in the title only.

Document(s) originated with another government agency (OGA). These documents were referred to that agency(ies) for review and you will be advised by the FBI as to the releasability of this information.

_____ Page(s) contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

_____ Page(s) withheld inasmuch as a final release determination has not been made. You will be advised as to the disposition at a later date.

7 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-1082 through Hofmann-IOB-1084**

_____ Page(s) withheld for the following reason(s)

The following number(s) is (are) to be used for reference regarding these pages :

Hofmann-IOB-2499 through Hofmann-IOB-2501

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September 8, 2003

BY COURIER

General Brent Scowcroft (USAF Retired)
Chairman
Intelligence Oversight Board
New Executive Office Building
Washington, D.C.

Dear General Scowcroft:

Enclosed for your information is a self-explanatory
letterhead memorandum (LHM), entitled "Intelligence Oversight
Board (IOB) Matter, [redacted], Federal
Bureau of Investigation Headquarters (FBIHQ), 2003-58."

b2
b7E

This LHM sets forth details of investigative activity
which the FBI has determined was conducted contrary to the
Attorney General Guidelines for FBI Foreign Intelligence
Collection and Foreign Counterintelligence Investigations and/or
laws, Executive Orders, or Presidential Directives which govern
FBI foreign counterintelligence and international terrorism
investigations. (U)

Enclosure

- 1 - Mr. [redacted]
- 1 - Mr. Pistole
- 1 - Mr. Kelley
- 1 - Mr. [redacted]
- 1 - Mr. [redacted]

b6
b7C

- Dep. Dir. _____
- Chief of Staff _____
- Off. of Gen. _____
- Counsel _____
- Asst. Dir.:
- Admin. Serv. _____
- Crim. Inv. _____
- CJIS _____
- Finance _____
- Info. Res. _____
- Lab. _____
- National Sec. _____
- OPR _____
- Off. of Public _____
- & Cong. Affs. _____
- Training _____
- Off. of EEOA _____
- Director's Office _____

~~UNCLASSIFIED WHEN
DETACHED FROM
CLASSIFIED ENCLOSURE~~

~~Derived from: G-3
Declassify on: X1~~

~~SECRET~~ Hofmann-IOB-2502

~~SECRET~~

General Brent Scowcroft (USAF Retired)

Should you or any member of your staff require additional information concerning this matter, an oral briefing will be arranged for you at your convenience. (U)

Sincerely,

Patrick W. Kelley
Deputy General Counsel

1 - The Honorable John D. Ashcroft
Attorney General
U.S. Department of Justice
Room 5111

1 - Mr. H. Marshall Jarrett
Counsel, Office of Professional Responsibility
U.S. Department of Justice
Room 4304

JWMS
8/20/03
PR *LB*

APPROVED:	Crim. Inv. _____	Inspection _____	Training _____
	CJS _____	Laboratory _____	Off. of EEO _____
	France _____	National Sec. _____	Affairs _____
Director _____	Gen. Counsel <i>PWK</i>	OPR _____	Off. of Public A _____
Deputy Director _____	Info. Res. _____	Personnel _____	Cong. Affs. _____

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

DATE: 07-12-2010
CLASSIFIED BY 65179 DMH/PLJ/JN
REASON: 1.4 (C)
DECLASSIFY ON: 07-12-2035

~~SECRET~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[Redacted]

b2
b7E

FEDERAL BUREAU OF INVESTIGATION HEADQUARTERS (FBIHQ) (U)
2003-58

(S)

Investigation of this IOB matter has determined that, on [Redacted], the [Redacted] Division (" [Redacted] ") initiated a [Redacted] on [Redacted] who was (and remains) a "United States person" as that term is used in Section 101(i) of the Foreign Intelligence Surveillance Act of 1978 (FISA).¹ Thus, continuation of the investigation required that [Redacted] and [Redacted] (" [Redacted] ") comply with the reporting requirements of the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations (FCIG). Consistent with those requirements, [Redacted] prepared and submitted an initial 90-day letterhead memorandum (LHM) on [Redacted] setting forth the basis for its initiation of a [Redacted] of the subject. Due to administrative error, [Redacted] failed to forward [Redacted]'s 90-day LHM to the Office of Intelligence Policy and Review (OIPR), Department of Justice (DOJ), as required. The error went undetected until [Redacted] when [Redacted]'s first annual LHM was forwarded to the National Security Law Unit, FBIHQ, for submission to OIPR. This error was further compounded by the failure of [Redacted] to report this matter to the FBI's Inspection Division as a potential IOB violation until [Redacted].

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A copy of this submission to the IOB has been provided to the FBI's Executive Assistant Director for Counterterrorism/Counterintelligence for action deemed appropriate. (U)

VMM
Lab
JPK

Derived from G-3
Declassify on: ~~SECRET~~

SECRET	APPROVED	Adm. Inv.	Inspection	Training
Director		OPS	Laboratory	Off. of EEO
Deputy Director		Finance	National Sec.	Affairs
		Gen. Counsel	OPR	Off. of Public & Cong. Affs
		Intell. Res.	Personnel	

(U) ~~(S)~~ A "United States person" is defined in Section 101(i) of the Foreign Intelligence Surveillance Act (FISA) (codified at 50 U.S.C. § 1801 et seq.) as "a citizen of the United States [or] an alien lawfully admitted for permanent residence (as defined in section 101(a)(20) of the Immigration and Naturalization Act)" See also [Redacted] of the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations.

b2
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May 7, 2003

BY COURIER

General Brent Scowcroft (USAF Retired)
Chairman
Intelligence Oversight Board
Old Executive Office Building
Washington, D.C.

Dear General Scowcroft:

Enclosed for your information is a self-explanatory letterhead memorandum (LHM), entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Field Office, IOB Matter 2003-53." (U)

b2
b7E

This LHM sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations and/or laws, Executive Orders, or Presidential Directives which govern FBI foreign counterintelligence and international terrorism investigations. (U)

Enclosure

- 1 - Mr. [redacted]
- 1 - Mr. [redacted]
- 1 - Mr. [redacted] (278-HQ-1421581-2)
- 1 - Mr. [redacted]

~~UNCLASSIFIED WHEN
DETACHED FROM
CLASSIFIED ENCLOSURE~~

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b7C

- Dep. Dir. _____
- Chief of Staff _____
- Off. of Gen. Counsel _____
- Counsel _____
- Asst. Dir.:
- Admin. Ser. _____
- Crim. Inv. _____
- CJIS _____
- Finance _____
- Info. Res. _____
- Lab. _____
- National Sec. _____
- OPR _____
- Off. of Public & Cong. Affs. _____
- Training _____
- Off. of EEOA _____
- Director's Office _____

~~Derived from: G-3
Declassify on: X1~~

~~SECRET~~

Hofmann-IOB-2505

~~SECRET~~

General Brent Scowcroft (USAF Retired)

Should you or any member of your staff require additional information concerning this matter, an oral briefing will be arranged for you at your convenience. (U)

Sincerely,

Patrick W. Kelley
Acting General Counsel

APPROVED:	Crim. Inv. _____	Inspection _____	Training _____
	CJIS _____	Laboratory _____	Off. of EEO _____
	Financa _____	National Sec. _____	Affairs _____
	Director _____	Gen. Counsel <i>PWK</i> _____	Off. of Public & _____
	Deputy Director _____	Info. Res. _____	Personnel _____

PWK
1/29/03

- 2 -

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Hofmann-IOB-2506

~~SECRET~~

DECLASSIFIED BY 65179 DMH/PLJ/JN
ON 07-12-2010

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD OFFICE
2003-53 (U)

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Investigation of this IOB matter has determined that, on [REDACTED], the [REDACTED] Field Office (" [REDACTED] ") of the Federal Bureau of Investigation (FBI) initiated a [REDACTED] [REDACTED] on an [REDACTED] who was (and remains) a "United States person" as that term is used in Section 101(i) of the Foreign Intelligence Surveillance Act of 1978 (FISA).¹ Thus, continuation of the [REDACTED] required that [REDACTED] comply with the requirements of Executive Order 12863 and the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations (FCIG). During a file review conducted by the case agent on [REDACTED] [REDACTED] it was determined that as a consequence of administrative error, authority to continue the [REDACTED] had expired on [REDACTED] [REDACTED] and that at least [REDACTED] during the period of the [REDACTED] overrun [REDACTED]

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This activity was inconsistent with the oversight requirements prescribed in the FCIG, necessitating this report to the Intelligence Oversight Board.

~~Derived from : G-3
Declassify on: X1~~

~~SECRET~~

(U) ~~(S)~~ A "United States person" is defined in Section 101(i) of the Foreign Intelligence Surveillance Act (FISA) (codified at 50 U.S.C. § 1801 et seq.) as "a citizen of the United States [or] an alien lawfully admitted for permanent residence (as defined in section 101(a)(20) of the Immigration and Naturalization Act)" See also [REDACTED] of the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations.

b2
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Hofmann-IOB-2507

BY COURIER

General Brent Scowcroft (USAF Retired)
Chairman
Intelligence Oversight Board
Old Executive Office Building
Washington, D.C.

Dear General Scowcroft:

Enclosed for your information is a self-explanatory letterhead memorandum (LHM), entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Division, IOB Matter 2003-03." (U)

b2
b7E

The LHM sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations and/or laws, Executive Orders, or Presidential Directives which govern FBI foreign counterintelligence and international terrorism investigations. As reflected by the enclosure, the error was atypical and beyond the direct control of the FBI. (U)

Enclosure

- 1 - Mr. Kelley
- 1 - Mr. Szady
- 1 - SSA [redacted]
- ~~1 - OPR (IOB 2003-03)~~
- 1 - Mr. [redacted]

*3/04/03
PER MR Kelley*

~~UNCLASSIFIED WHEN
DETACHED FROM
CLASSIFIED ENCLOSURE~~

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- Dep. Dir. _____
- Chief of Staff _____
- Off. of Gen. Counsel _____
- Asst. Dir.:
- Admin. Ser. _____
- Crim. Inv. _____
- CJIS _____
- Finance _____
- Info. Res. _____
- Lab. _____
- National Sec. _____
- OPR _____
- Off. of Public & Cong. Affs. _____
- Training _____
- Off. of EEOA _____
- Director's Office _____

~~Derived from: G-3
Declassify on: X1~~

~~SECRET~~ Hofmann-IOB-2508

~~SECRET~~

General Brent Scowcroft (USAF Retired)

Should you or any member of your staff require additional information concerning this matter, an oral briefing will be arranged for you at your convenience. (U)

Sincerely,

Patrick W. Kelley
Deputy General Counsel

VWLS
2/20/03

APPROVED:	Crim. Inv. _____	Inspection _____	Training _____
	C.I.S. _____	Laboratory _____	Off. of EEO _____
	Finance _____	National Sec. _____	Affairs _____
	Director _____	Gen. Counsel <i>PW</i>	Off. of Public & _____
Deputy Director _____	Info. Res. _____	Personnel _____	Cong. Affs. _____

PW
2/20/03

~~SECRET~~

~~SECRET~~

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

DATE: 07-12-2010
CLASSIFIED BY 65179 DMH/PLJ/JN
REASON: 1.4 (C)
DECLASSIFY ON: 07-12-2035

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[redacted] DIVISION
IOB MATTER 2003-03 (U)

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(S) This report of a foreign intelligence surveillance error is related to an FBI [redacted] of [redacted] a "United States person"¹ as that term is used in the Foreign Intelligence Surveillance Act (FISA). A [redacted] of the subject was initiated by the [redacted] Division on [redacted]

[redacted]

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[redacted] The carrier was immediately contacted and appropriate steps were taken by the FBI and [redacted] to sequester the unauthorized take for eventual destruction. ~~XX~~

~~Derived from: G-3
Declassify on: X1~~

VWHS
02/20/0

~~SECRET~~ APPROVED:

Crim. Inv.	Inspection	Training	
C.I.S.	Laboratory	Off. of EEO	
Finance	National Sec.	Affairs	
Director	Gen. Counsel	Off. of Public &	
Deputy Director	Info. Res.	Personnel	Cong. Affs.

WJ 2/20/03

(U) ~~1~~ (S) A "United States person" is defined in section 101(i) of the Foreign Intelligence Surveillance Act (FISA) (codified at 50 U.S.C. § 1801 et seq.) as "a citizen of the United States [or] an alien lawfully admitted for permanent residence (as defined in section 101(a)(20) of the Immigration and Naturalization Act)" See also [redacted] of the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations.

b2
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Hofmann-IOB-2510

February 26, 2003

BY COURIER

General Brent Scowcroft (USAF Retired)
Chairman
Intelligence Oversight Board
Old Executive Office Building
Washington, D.C.

Dear General Scowcroft:

Enclosed for your information is a self-explanatory letterhead memorandum (LHM), entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Division, [redacted] Division, IOB Matter 2003-01." (U)

b2
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This LHM sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations and/or laws, Executive Orders, or Presidential Directives which govern FBI foreign counterintelligence and international terrorism investigations. This matter has also been referred to our Office of Professional Responsibility for a determination of whether any administrative action is warranted. (U)

Enclosure

- 1 - Mr. Kelley
- 1 - Mr. Szady
- 1 - SSA [redacted]
- 1 - OPR (IOB 2003-01)
- ① - Mr. [redacted]

~~UNCLASSIFIED WHEN
DETACHED FROM
CLASSIFIED ENCLOSURE~~

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- Dep. Dir. _____
- Chief of Staff _____
- Off. of Gen. Counsel _____
- Asst. Dir.:
- Admin. Serv. _____
- Crim. Inv. _____
- CJIS _____
- Finance _____
- Info. Res. _____
- Lab. _____
- National Sec. _____
- OPR _____
- Off. of Public & Cong. Affs. _____
- Training _____
- Off. of EEOA _____
- Director's Office _____

~~Derived from G-3
Declassify on: X1~~

~~SECRET~~ Hofmann-IOB-2511

~~SECRET~~

General Brent Scowcroft (USAF Retired)

Should you or any member of your staff require additional information concerning this matter, an oral briefing will be arranged for you at your convenience. (U)

Sincerely,

Patrick W. Kelley
Deputy General Counsel

APPROVED: Crim. Inv. _____ Inspection _____ Training _____
 C.I.S. _____ Laboratory _____ Off. of EEO _____
 Finance _____ National Sec. _____ Affairs _____
Director _____ Gen. Counsel PWK _____ Off. of Public & _____
Deputy Director _____ Info. Res. _____ Personnel _____ Cong. Affs. _____

VAK
2/20/03

my
2/20/03

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

~~SECRET~~

DATE: 07-12-2010
CLASSIFIED BY 65179 DMH/PLJ/JN
REASON: 1.4 (C)
DECLASSIFY ON: 07-12-2035

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] DIVISION
[REDACTED] DIVISION
IOB MATTER 2003-01 (U)

b2
b7E

(S) This report of a foreign intelligence surveillance
error is tangentially related to an FBI [REDACTED] of
[REDACTED] a "United States person" as that term is used
in [REDACTED]. The FBI's
[REDACTED]
[REDACTED]
[REDACTED]

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[REDACTED]

b2
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[REDACTED] Follow-on
steps have been taken by FBI Headquarters to ensure that the
"take" and all related material will be submitted to [REDACTED]
(U) [REDACTED], via the Office of Intelligence
Policy and Review, Department of Justice, for destruction. ~~(S)~~

Derived from : G-3
Declassify on: ~~X1~~

~~SECRET~~

(U) ~~(S)~~ A "United States person" is defined in section 101(i) of the
Foreign Intelligence Surveillance Act (FISA) (codified at 50 U.S.C. § 1801 et
seq.) as "a citizen of the United States [or] an alien lawfully admitted for
permanent residence (as defined in section 101(a)(20) of the Immigration and
Naturalization Act)" See also [REDACTED] of the Attorney General
Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintel-
ligence Investigations.

b2
b7E

BY COURIER

General Brent Scowcroft (USAF Retired)
Chairman
Intelligence Oversight Board
New Executive Office Building
Washington, D.C.

Dear General Scowcroft:

This letter forwards for your information a self-explanatory enclosure entitled "Intelligence Oversight Board (IOB) Matter, [REDACTED] Division, IOB Matter 2004-42." (U)

b2
b7E

The enclosure sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General Guidelines for FBI National Security Investigations and Foreign Intelligence Collection and/or laws, Executive Orders, or Presidential Directives which govern FBI foreign counterintelligence and international terrorism investigations. (U)

Enclosure

- 1 - Mr. Szady
- 1 - Mr. Curran
- 1 - SSA [REDACTED]
- 1 - OPR
- 1 - 278-HQ-C1229736-VIO

b6
b7C

~~UNCLASSIFIED WHEN
DETACHED FROM
CLASSIFIED ENCLOSURE~~

Should you or any member of your staff require additional information concerning this matter, an oral briefing will be arranged for you at your convenience. (U)

Hofmann-IOB-2514

~~SECRET~~

General Brent Scowcroft (USAF Retired)

Sincerely,

John F. Curran
Deputy General Counsel

- 1 - The Honorable John D. Ashcroft
Attorney General
U.S. Department of Justice
Room 5111
- 1 - Mr. H. Marshall Jarrett
Counsel, Office of Professional Responsibility
U.S. Department of Justice
Room 4304
- 1 - Mr. James Baker
Counsel, Office of Intelligence Policy and Review
U.S. Department of Justice
Room 6150

- 2 -

~~SECRET~~

Hofmann-IOB-2515

DATE: 07-06-2010
CLASSIFIED BY 65179/DMH/PLJ/sdb
REASON: 1.4 (c)
DECLASSIFY ON: 07-06-2035

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HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

(U)

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INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] DIVISION
2004-42 (U)

~~(S)~~ The [REDACTED] ([REDACTED]) Division of
the Federal Bureau of Investigation has reported a period of

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[REDACTED]

(S)

~~(S)~~ [REDACTED] [REDACTED]

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[REDACTED]

(S)

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

(U)

[REDACTED]

~~(S)~~ Approximately two months later, [REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

~~Derived from : G-3
Declassify on: X1~~

~~SECRET~~

Hofmann-IOB-2516

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**FEDERAL BUREAU OF INVESTIGATION
FOIA/PA DELETED PAGE INFORMATION SHEET**

3

Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

Deletions were made pursuant to the exemptions indicated below with no segregable material available for release to you.

Section 552

Section 552a

- (b)(1)
- (b)(2)
- (b)(3) _____

- (b)(4)
- (b)(5)
- (b)(6)

- (b)(7)(A)
- (b)(7)(B)
- (b)(7)(C)
- (b)(7)(D)
- (b)(7)(E)
- (b)(7)(F)
- (b)(8)
- (b)(9)

- (d)(5)
- (j)(1)
- (k)(1)
- (k)(2)
- (k)(3)
- (k)(4)
- (k)(5)
- (k)(6)
- (k)(7)

Information pertained only to a third party with no reference to the subject of your request or the subject of your request is listed in the title only.

Document(s) originated with another government agency (OGA). These documents were referred to that agency(ies) for review and you will be advised by the FBI as to the releasability of this information.

_____ Page(s) contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

_____ Page(s) withheld inasmuch as a final release determination has not been made. You will be advised as to the disposition at a later date.

3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-193 through Hofmann-IOB-195**

_____ Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages : **Hofmann-IOB-2517 through Hoffman-IOB-2519**

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FEDERAL BUREAU OF INVESTIGATION
FOIA/PA DELETED PAGE INFORMATION SHEET

3 Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

Deletions were made pursuant to the exemptions indicated below with no segregable material available for release to you.

Section 552

Section 552a

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-163 through Hofmann-IOB-165**

_____ Page(s) withheld for the following reason(s):_

☑ The following number(s) is (are) to be used for reference regarding these pages :

Hofmann-IOB-2520 through Hoffman-IOB-2522

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Section 552

Section 552a

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-160 through Hofmann-IOB-162**

_____ Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages : **Hofmann-IOB-2523 through Hoffman-IOB-2525**

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-130 through Hofmann-IOB-132**

_____ Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages :

Hofmann-IOB-2526 through Hoffman-IOB-2528

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-133 through Hofmann-IOB-135**

_____ Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages : **Hofmann-IOB-2529 through Hoffman-IOB-2531**

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**FEDERAL BUREAU OF INVESTIGATION
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Section 552

Section 552a

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-444 through Hofmann-IOB-446**

_____ Page(s) withheld for the following reason(s):_

☒ The following number(s) is (are) to be used for reference regarding these pages : Hofmann-IOB-2532 through Hoffman-IOB-2534

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-321 through Hofmann-IOB-323**

_____ Page(s) withheld for the following reason(s):_

Hofmann-IOB-2535 through Hoffman-IOB-2537

☒ The following number(s) is (are) to be used for reference regarding these pages :

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Page(s) were not considered for release as they are duplicative of Hofmann-IOB-342 through Hofmann-IOB-344

Page(s) withheld for the following reason(s):_

⊗ The following number(s) is (are) to be used for reference regarding these pages :

Hofmann-IOB-2538 through Hoffman-IOB-2540

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Section 552

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3 Page(s) were not considered for release as they are duplicative of Hofmann-IOB-339 through Hofmann-IOB-341

_____ Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages : Hofmann-IOB-2541 through Hoffman-IOB-2543

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3 Page(s) were not considered for release as they are duplicative of Hofmann-IOB-441 through Hofmann-IOB-443

_____ Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages :

Hofmann-IOB-2544 through Hoffman-IOB-2546

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-315 through Hofmann-IOB-318**

_____ Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages : **Hofmann-IOB-2547 through Hoffman-IOB-2550 (two pages of Hofmann-IOB-318)**

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-333 through Hofmann-IOB-335**

_____ Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages : **Hofmann-IOB-2551 through Hoffman-IOB-2553**

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-206 through Hofmann-IOB-208**

_____ Page(s) withheld for the following reason(s):_

The following number(s) is (are) to be used for reference regarding these pages : **Hofmann-IOB-2554 through Hoffman-IOB-2556**

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3 Page(s) were not considered for release as they are duplicative of **Hofmann-IOB-202 through Hofmann-IOB-205**

_____ Page(s) withheld for the following reason(s):_

⊗ The following number(s) is (are) to be used for reference regarding these pages : **Hofmann-IOB-2557 through Hoffman-IOB-2560 (two of Hofmann-IOB-205)**

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