

March 23, 2005

BY COURIER

Mr. James Langdon  
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 2005 09." (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 - Ms. Thomas

1 - Ms. [redacted]

① 278-HQ-CI229736-VIO-761

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~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

~~Derived from: Multiple Sources  
Declassify on: March 17, 2030~~

~~SECRET~~

Hofmann-IOB-408

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

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 R. Gonzalez  
Attorney General  
U.S. Department of Justice  
Room 5111
  
- 1 - Mr. James A. Baker III  
Counsel for Intelligence Policy and Review  
U.S. Department of Justice  
Room 6000

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

~~SECRET~~

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INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
[redacted] SECTION  
FEDERAL BUREAU OF INVESTIGATION HEADQUARTERS (FBIHQ)  
2005-09 (U)

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Investigation of this IOB matter has determined that, on [redacted] the [redacted] Division [redacted] initiated a [redacted] who is a "United States person," as that term is used in Section 101(i) of the Foreign Intelligence Surveillance Act of 1978 (FISA).<sup>1</sup> The [redacted] was extended until [redacted]. However, [redacted] contacted [redacted] times after the expiration of [redacted] authority, in contravention of [redacted] of the FCIG. This matter has been referred to the FBI's Office of Professional Responsibility for action deemed appropriate (S).

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~~Derived from: Multiple Sources  
Declassify on: March 17, 2030~~

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

(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 (FCIG).

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Hofmann-IOB-410

March 30, 2005  
BY COURIER

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

Dear Mr. Langdon:

This letter forwards for your information a self-explanatory enclosure, entitled "SA [redacted], SA [redacted] SA [redacted] Division, Intelligence Oversight Board Matter 2005-15."

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This 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. This matter has also been referred to our Internal Investigations Section, Inspection Division, for a determination of whether any administrative action is warranted.  
(U)

Enclosure

- 1 - Ms. Thomas
- 1 - Ms. [redacted]
- 1 - 278-HQ-C1229736-VIO - 763

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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 \_\_\_\_\_

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

~~Derived From: G-3  
Declassify On: X1~~

~~SECRET~~ Hofmann-IOB-411

~~SECRET~~

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  
Counsel for Intelligence Policy, OIPR  
U.S. Department of Justice

**APPROVED:** Crim. Inv. \_\_\_\_\_ Inspection \_\_\_\_\_ Training \_\_\_\_\_  
SAS \_\_\_\_\_ Laboratory \_\_\_\_\_ Off. of EEO \_\_\_\_\_  
Finance \_\_\_\_\_ National Sec. \_\_\_\_\_ Affairs \_\_\_\_\_  
Director \_\_\_\_\_ Gen. Counsel \_\_\_\_\_ OPR \_\_\_\_\_ Off. of Public &  
Deputy Director \_\_\_\_\_ Info. Res. \_\_\_\_\_ Personnel \_\_\_\_\_ Cong. Affs. \_\_\_\_\_

~~SECRET~~

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INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
[REDACTED] DIVISION  
(S) FEDERAL BUREAU OF INVESTIGATION HEADQUARTERS (FBIHQ)  
IOB MATTER 2005-15 (U)

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(S) ~~(S)~~ By electronic communication (EC) dated November 1, 2002, the Inspection Division (Inspection) reported a possible IOB error by the [REDACTED] Field Office [REDACTED] in conjunction with a [REDACTED]

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[REDACTED] a United States person. As provided in the EC, [REDACTED] initiated a [REDACTED] on [REDACTED]

(U) ~~(S)~~ As described in an EC dated October 9, 2002 from [REDACTED] to Inspection, on [REDACTED] SA [REDACTED] submitted a 90-day letterhead memorandum (LHM) to FBI Headquarters. SA [REDACTED] also submitted the first annual LHM to FBI Headquarters on [REDACTED]. On [REDACTED] the investigation was placed in "pending inactive" status due to the exigencies of the [REDACTED] investigation.

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(S) ~~(S)~~ On [REDACTED] the investigation was reinitiated and reassigned to SA [REDACTED]. On [REDACTED] upon review of the file, the newly assigned supervisor, SSA [REDACTED] determined that a [REDACTED] annual LHM had not been submitted. However, no active investigation was conducted after the investigation was placed in "pending inactive" status.

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(S) ~~(S)~~ [REDACTED] the subject of the [REDACTED] is a "United States person" as that term is used in Section 101(i) of the Foreign Intelligence Surveillance Act of 1978 (FISA) and [REDACTED] of the March 8, 1999 Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations (March 8, 1999 AG Guidelines).<sup>1</sup>

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(U) ~~(S)~~ The March 8, 1999 AG Guidelines were superseded by the Attorney General's Guidelines for FBI National Security Investigations and Foreign Intelligence Collection on October 31, 2003 (October 31, 2003 AG Guidelines). However, because the incident described in the November 1, 2002 EC occurred before the October 31, 2003 AG Guidelines became effective, whether an IOB violation occurred must be analyzed under the March 8, 1999 AG Guidelines.

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~~(S)~~ Here, [redacted] failed to submit an annual LHM for the year [redacted]. Although the investigation had been placed in "pending inactive" status, and no active investigation had been conducted, this did not obviate the requirement of submitting an annual LHM in the [redacted] of a United States person. The failure to submit an annual LHM for the year [redacted] precluded OIPR from exercising its responsibility for oversight and approval of an ongoing [redacted] of a United States person, which is contrary to the requirements of the March 8, 1999 AG Guidelines.<sup>2</sup> Based upon our analysis, in accordance with the reporting requirements of Section 2.4 of E.O. 12863, this mistake must be reported to the IOB.

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<sup>2</sup> ~~(S)~~ Under the October 31, 2003 AG Guidelines, overdue reports of administrative or investigative activities are not required to be reported to the Office of the General Counsel as potential IOB matters.

- 2 -

~~SECRET~~

Hofmann-IOB-414

March 30, 2005  
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~~

b6  
b7c

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

- 1 - Ms. Thomas
- 1 - Ms. Kelley
- 1 - Mr. Hulon
- 1 - OPR (IOB 2003-103)
- 1 - 278-HO-C1229736-VIO-767
- 1 - Mr.

~~SECRET~~

Hofmann-IOB-415



Mr. James Lanigan

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

APPROVED: Adm. Serv. \_\_\_\_\_ Gen. Counsel JFT/dm National Sec. \_\_\_\_\_  
 CIS \_\_\_\_\_ Info. Res. \_\_\_\_\_ OCEDA \_\_\_\_\_  
 Crim. Inv. \_\_\_\_\_ Int. Sec. \_\_\_\_\_ OPCA \_\_\_\_\_  
 Director \_\_\_\_\_ Ch. Sec. \_\_\_\_\_ OPI \_\_\_\_\_  
 Deputy Director \_\_\_\_\_ Finance \_\_\_\_\_ Laboratories \_\_\_\_\_ Training \_\_\_\_\_

*LDK  
CTZU II*

~~SECRET~~

Hofmann-IOB-416

(S)

~~SECRET~~

(S)

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

Investigation of this IOB matter has determined that [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),<sup>1</sup> 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 on [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.

APPROVED: Adm. Serv. \_\_\_\_\_ Gen. Counsel *J. J. [redacted]* National Sec. \_\_\_\_\_  
CIS \_\_\_\_\_ Info. Res. \_\_\_\_\_ OEOA \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_ Derived from: G-3  
Director \_\_\_\_\_ Chief of Staff \_\_\_\_\_ Declassify on: X25-1  
Deputy Director \_\_\_\_\_ Finance \_\_\_\_\_ Lecturer \_\_\_\_\_

*LDK*  
*CT 24 II*

~~SECRET~~

(U)

<sup>1</sup> ~~(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 ...."

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March 31, 2005

BY COURIER

Mr. James Langdon  
Chairman  
Intelligence Oversight Board  
New Executive Office Building  
Washington, D.C.

Dear Mr. Langdon:

Enclosed for your information is a self-explanatory memorandum entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Division, IOB Matter 2003-91." (U)

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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 - Ms. Thomas
- 1 - Mr. Hulon
- 1 - OPR (IOB 2003-91)
- 1 - Ms. [redacted]
- 1 - 278-HQ-C1229736-VIO-171

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

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b7C

- Dep. Dir. \_\_\_\_\_
- Chief of Staff \_\_\_\_\_
- Off. of Gen. Counsel \_\_\_\_\_
- Asst. Dir.:
- Admin. Serv. \_\_\_\_\_
- Crim. Inv. \_\_\_\_\_
- CIIS \_\_\_\_\_
- 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: X25-1~~

~~SECRET~~ Hofmann-IOB-418

~~SECRET~~

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. (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

<b>APPROVED:</b>	Asst. Secy _____	Gen. Counsel <i>JFT</i>	Adm. Serv. _____
	CIS _____	Ident. _____	OS/IS _____
	Crim. Inv. _____	Int. Aff. _____	OS/PA _____
	Director _____	Inspector _____	OS/PL _____
	Deputy Director _____	Financ. _____	OS/PR _____
		Intelligence _____	Training _____

*LDK*  
*CTG*

~~SECRET~~

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(S) INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
(S) [redacted] DIVISION  
IOB MATTER 2003-91(U)

The Federal Bureau of Investigation ("FBI") has determined that in conducting a [redacted] the FBI failed to comply with the reporting requirement prescribed in [redacted] of the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations (FCIG).<sup>1</sup> 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] nearly four months beyond its original due date. As a result of the delinquent LHM, OIPR was not advised of the initiation of [redacted] in accordance with [redacted] of the FCIG. The delayed reporting precluded OIPR from exercising its responsibility for oversight and review of [redacted] of a U.S. person, contrary to the requirements of the FCIG. The matter also has been reported to the FBI's Inspection Division for action deemed appropriate. (S)

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

(U)

APPROVED: Adm. Serv. \_\_\_\_\_ Gen. Counsel *[Signature]* \_\_\_\_\_  
CIS \_\_\_\_\_ Info. Sys. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_ Ident. \_\_\_\_\_  
Director \_\_\_\_\_ Cybersec. \_\_\_\_\_ Int. Aff. \_\_\_\_\_  
Deputy Director \_\_\_\_\_ Finance \_\_\_\_\_ Laboratory \_\_\_\_\_  
Training \_\_\_\_\_

*[Handwritten initials]*

<sup>1</sup> (S) 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), "[a]ctivities 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-420

DECLASSIFIED BY 65179/DMH/PLJ/sdb  
ON 06-30-2010

March 31, 2005

BY COURIER

Mr. James Langdon  
Chairman  
Intelligence Oversight Board  
Room 50209  
New Executive Office Building  
725 17<sup>th</sup> Street, Northwest  
Washington, D.C.

Dear Mr. Langdon:

Enclosed for your information is a self-explanatory memorandum entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Division, [redacted] [redacted] IOB Matter 2003-105." (U)

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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. Hulon
- 1 - OPR (IOB 2003-105)
- 1 - Mrs. [redacted]

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

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b7C

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

①-218-AQ-CI 229736-VIO-773

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

~~SECRET~~ Hofmann-IOB-421

MAIL ROOM ☐

FBI/DOJ

~~SECRET~~

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. (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

APPROVED: \_\_\_\_\_  
APPROVED: \_\_\_\_\_  
Director \_\_\_\_\_  
Deputy Director \_\_\_\_\_  
Deputy Director \_\_\_\_\_  
Finance \_\_\_\_\_  
Laboratory \_\_\_\_\_  
\_\_\_\_\_

*JAL*

*LDK*  
*CT&U-I*

DATE: 06-30-2010  
CLASSIFIED BY 65179/DNH/PLJ/sdb  
REASON: 1.4 (c)  
DECLASSIFY ON: 06-30-2035

~~SECRET~~

(S) INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
(S) [redacted] DIVISION

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IOB MATTER 2003-105 (U)

The Federal Bureau of Investigation ("FBI") has determined that in conducting a [redacted] naturalized U.S. citizen, the FBI failed to comply with the annual reporting requirement prescribed in [redacted] of the Attorney General Guidelines for FBI Foreign Intelligence Collection and Foreign Counterintelligence Investigations (FCIG).<sup>1</sup> In this regard, on [redacted] the [redacted] Division opened a [redacted] on the subject. Because the subject was (and remains) a "United States person" as that term is defined in [redacted]

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[redacted] continuation of the [redacted] required that [redacted] comply with the reporting requirements of the FCIG. For the [redacted] reporting year, [redacted] failed to submit the annual letterhead memorandum (LHM) due on [redacted] until [redacted]. In addition, due to an administrative error attributed to a FBIHQ employee, [redacted] failed to forward this LHM to the Office of Intelligence Policy and Review (OIPR), Department of Justice, until [redacted]. 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 Inspection Division for action deemed appropriate. (S)

APPROVED:

Adm. Serv. \_\_\_\_\_ Gen. Counsel *[Signature]* National Sec. \_\_\_\_\_  
CAS \_\_\_\_\_ Info. Sys. \_\_\_\_\_ OSEDA \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_ Insp. \_\_\_\_\_ OPCA \_\_\_\_\_  
Director \_\_\_\_\_ Inv. Serv. \_\_\_\_\_  
Asst. Director \_\_\_\_\_ Finance \_\_\_\_\_ Laboratory \_\_\_\_\_ Training \_\_\_\_\_

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

*[Handwritten initials]*  
CTLWJ

(U)

<sup>1</sup> (S) 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), "[a]ctivities 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-423



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 General Scowcroft:

This letter forwards for your information a self-explanatory enclosure entitled, "Intelligence Oversight Board (IOB) Matter, IOB 2004-85." (U)

The enclosure sets forth details of investigative activity which the FBI has determined may have been contrary to the Attorney General's 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)

- 1 - Ms. Thomas
- 1 - Ms.
- 1 - Mr.
- 1 - IOB Library
- ① - 278-HQ-C1229736-VIO - 774

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b7c

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

- 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-424

~~SECRET~~

~~-2-~~

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 Thomas  
Deputy General Counsel

Enclosure

- 1 - The Honorable Alberto R. Gonzalez  
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

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

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

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

~~SECRET~~ Hofmann-IOB-425

~~SECRET~~

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
IOB 2004-85 (U)

(S) ~~(S)~~ [redacted] Division [redacted] reported an unauthorized [redacted] as a result of an error [redacted]. As a result of this error [redacted] captured [redacted] of one subject who was previously a target of [redacted] instead of capturing [redacted] of another subject who was actually the target of the order issued by [redacted].

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(S) ~~(S)~~ Pursuant to a [redacted] order, [redacted] received authority for [redacted] the subject of [redacted] a U.S. person and [redacted] to begin on [redacted] and it was terminated on [redacted]. [redacted] was authorized to begin [redacted] a U.S. person and the subject of another separate [redacted]. This coverage was authorized to begin on [redacted] and applied to [redacted] [redacted] was [redacted] for [redacted] subjects.

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(S) ~~(S)~~ On [redacted] [redacted] The employee monitoring [redacted] immediately reported the situation. Other employees were instructed to halt monitoring of the input supposedly coming [redacted] until [redacted] use [redacted] could be explained. The earlier [redacted] had revealed some [redacted] between the two subjects. On [redacted] it was confirmed that [redacted] had mistakenly provided audio coverage [redacted] instead [redacted].

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(S) ~~(S)~~ From [redacted] when [redacted] mistake was confirmed and the [redacted] was shut down [redacted] were [redacted]. The majority of [redacted] were not reviewed and all were minimized. No information was obtained from the mistaken [redacted]. However, [redacted] was received without court authorization. The matter is therefore reportable to the Intelligence Oversight Board under the terms of Executive Order 12863. In addition, it has been referred to the FBI's Inspection Division, Internal Investigations Section for any action that is deemed appropriate.

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~~SECRET~~

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

Hofmann-IOB-426

March 31, 2005

BY COURIER

Mr. James Langdon  
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 2003-74 (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 - Mrs. Thomas
- 1 - Mrs. [redacted]
- 1 - 278-HQ-C1229736-VIO - 776

b6  
b7c

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

~~Derived from: Multiple Sources  
Declassify on: March 29, 2030~~

~~SECRET~~

Hofmann-IOB-427

- 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 \_\_\_\_\_

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 R. Gonzalez  
Attorney General  
U.S. Department of Justice  
Room 5111
  
- 1 - Mr. James A. Baker III  
Counsel for Intelligence Policy and Review  
U.S. Department of Justice  
Room 6000

**APPROVED:** Crim. Inv. \_\_\_\_\_ Inspection \_\_\_\_\_ Training \_\_\_\_\_  
                  CJIS \_\_\_\_\_ Laboratory \_\_\_\_\_ Off. of EEO \_\_\_\_\_  
                  Finance \_\_\_\_\_ National S. \_\_\_\_\_ Affairs \_\_\_\_\_  
Director \_\_\_\_\_ Gen. Counsel \_\_\_\_\_ CPT \_\_\_\_\_ Off. of Public & \_\_\_\_\_  
Deputy Director \_\_\_\_\_ Info. Res. \_\_\_\_\_ Personnel \_\_\_\_\_ Cong. Affs. \_\_\_\_\_

~~SECRET~~

(S)

~~SECRET~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
[redacted] SECTION  
FEDERAL BUREAU OF INVESTIGATION HEADQUARTERS (FBIHQ)  
2003-74 (U)

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b7E

Investigation of this IOB matter has determined that the  
subject of this investigation, [redacted]

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[redacted] was originally granted on [redacted]  
and expired on [redacted] While [redacted] Division [redacted]  
notified [redacted] to cease [redacted]  
[redacted] on [redacted] failed to do so until  
[redacted] when [redacted] again inquired as to whether [redacted]  
had ceased. Thus, the surveillance from [redacted] through [redacted]  
[redacted] was not authorized under [redacted] or Executive Order 12333.  
When [redacted] discovered the problem it immediately took steps to  
sequester the unauthorized data collection to prevent its use or  
further dissemination. Subsequently, all the data collected after  
[redacted] has been collected on a CD ROM and forwarded to  
the Office of Intelligence and Policy Review, and the original  
files have been deleted in the system. In accordance with the  
reporting requirements of Section 2.4 of Executive Order 12863,  
the error must be reported to the IOB.

DATE: 06-30-2010  
CLASSIFIED BY 65179/DMH/PLJ/sdb  
REASON: 1.4 (c)  
DECLASSIFY ON: 06-30-2035

APPROVED: 

Crim. Inv.	Inspection	Training	
CNS	Laboratory	Off. of EEO	
Finance	Medical Sec.	Affairs	
Director	Gen. Counsel	Off. of Public &	
Deputy Director	Info. Res.	Personnel	Corp. Affs.

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

~~SECRET~~

March 29, 2005  
 BY COURIER

Mr. James Langdon  
 Chairman  
 Intelligence Oversight Board  
 New Executive Office Building  
 Washington, D.C.

Dear Mr. Langdon:

Enclosed for your information is a self-explanatory  
 letterhead memorandum (LHM), entitled "Intelligence Oversight  
 Board (IOB) Matter, [redacted] Field Office, IOB Matter 2005-03."  
 (U)

b2  
 b7E

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

Enclosure

- 1 - Ms. Thomas  
 1 - Mr. [redacted]  
 1 - 278-HQ-C1229736-VIO - 782  
 1 - Inspection (IOB 2005-03)

b6  
 b7C

Director \_\_\_\_\_  
 Adm. \_\_\_\_\_  
 CT/CI \_\_\_\_\_  
 Crim. \_\_\_\_\_  
 Intell. \_\_\_\_\_  
 LES \_\_\_\_\_  
 Div. \_\_\_\_\_  
 n. Serv. \_\_\_\_\_  
 S. \_\_\_\_\_  
 Intell. \_\_\_\_\_  
 terrorism \_\_\_\_\_  
 n. Inv. \_\_\_\_\_  
 Int. \_\_\_\_\_  
 Tech. \_\_\_\_\_  
 oratory \_\_\_\_\_  
 of Cong. Aff. \_\_\_\_\_  
 of the Gen. \_\_\_\_\_  
 Coun. \_\_\_\_\_  
 of Intell. \_\_\_\_\_  
 Pub. Affs. \_\_\_\_\_  
 of Prof. Resp. \_\_\_\_\_  
 Mgmt. \_\_\_\_\_  
 Intell. \_\_\_\_\_  
 EEOA \_\_\_\_\_

~~UNCLASSIFIED WHEN  
 DETACHED FROM  
 CLASSIFIED ENCLOSURE~~

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

Enclosure

Hofmann-IOB-430

~~SECRET~~

MAIL ROOM

~~SECRET~~

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. (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 A. Baker  
Counsel, Office of Intelligence Policy and Review  
U.S. Department of Justice  
Room 6150

Hofmann-IOB-431

~~SECRET~~



~~SECRET~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[redacted] FIELD OFFICE  
IOB MATTER 2005-03 (U)

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b7E

(S)

Review of this IOB matter has determined that on [redacted]  
[redacted] opened a [redacted] on U.S. persons,  
[redacted]  
[redacted] provided  
[redacted] and other [redacted] sections information derived from surveillance  
that had been authorized pursuant to the [redacted]  
[redacted] Electronic Communications (ECs) to  
[redacted] clearly instructed that [redacted] information provided  
could not be incorporated into any criminal affidavit, criminal court  
proceedings, subpoenas, or for other legal or judicial purposes.  
Despite the caveats to this effect contained in the ECs, the [redacted]  
Division sought and obtained Federal Grand Jury Subpoenas (seeking  
[redacted]  
[redacted] based on [redacted] information. (S)

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(U)

To prevent future IOB violations, [redacted] stated that the  
squad supervisor would closely monitor Federal Grand Jury and  
National Security Letter requests, and instruct the case agent to  
review the web-based training regarding the handling of classified  
information. Additionally, [redacted] instructed the case agent to  
remove all information provided pursuant to the Federal Grand Jury  
Subpoena from the case file, seal it in an envelope, and secure it in  
the squad supervisor's safe. [redacted]  
[redacted]  
[redacted]  
[redacted] Department of Justice (DOJ),  
for delivery to [redacted]  
and eventual destruction. (S)

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

~~(S)~~

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

~~SECRET~~

Hofmann-IOB-432

April 1, 2005

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 enclosure entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Division, 2004-97."

b2  
b7c

This enclosure sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General's 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 - Ms. Thomas
- 1 - Ms. [redacted]
- 1 - Ms. [redacted]
- 1 - 278-HQ-C1229736-VIO-784

b6  
b7c

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

- 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: FBI-SCG G-3  
Declassify on: January 27, 2030~~

~~SECRET~~  
Hofmann-IOB-433

~~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,

Julie F. Thomas  
Deputy General Counsel

- 1 - The Honorable Alberto R. 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

**APPROVED:** Crim. Inv. \_\_\_\_\_ Inspection \_\_\_\_\_ Training \_\_\_\_\_  
                  CJS \_\_\_\_\_ Laboratory \_\_\_\_\_ Off. of EEO \_\_\_\_\_  
                  Finance \_\_\_\_\_ National Sec. \_\_\_\_\_ Affairs \_\_\_\_\_  
Director \_\_\_\_\_ Gen. Counsel *JFT* \_\_\_\_\_ Off. of PubEc & \_\_\_\_\_  
Deputy Director \_\_\_\_\_ Info. Res. \_\_\_\_\_ Personnel \_\_\_\_\_ Cong. Affs. \_\_\_\_\_

- 2 -

~~SECRET~~

Hofmann-IOB-434

DECLASSIFIED BY 65179/DMH/PLJ/sdb  
ON 06-30-2010

BY COURIER

April 8, 2005

Mr. James Langdon  
Chairman  
Intelligence Oversight Board  
New Executive Office Building  
Washington, D.C.

Dear Mr. Langdon:

Enclosed for your information is a self-explanatory memorandum, entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Field Office, IOB Matter 2004-71. (U)

b2  
b7E

This LHM sets forth details of investigative activity which the FBI has determined was conducted contrary to The Attorney General's 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

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b7C

- 1 - Ms. Thomas
- 1 - Ms. [redacted]
- ① - 278-HQ-C1229736-VIO - 798
- 1 - OPR (IOB 2004-71)
- 1 - Mr. Hulon

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

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

~~SECRET~~

~~SECRET~~

Hofmann-IOB-435

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

MAIL ROOM 0

FBI/DOJ

~~SECRET~~

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. (U)

Sincerely,

Julie F. Thomas  
Deputy General Counsel

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

APPROVED: 

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

~~SECRET~~

Hofmann-IOB-436

DATE: 06-30-2010  
CLASSIFIED BY 6517/sdb  
REASON: 1.4 (c)  
DECLASSIFY ON: 06-30-2035

~~SECRET~~

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE

(S)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
[REDACTED] FIELD OFFICE  
IOB MATTER 2004-71 (U)

b2  
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Investigation of this IOB matter has determined that on [REDACTED] the [REDACTED] Field Office opened a [REDACTED] on [REDACTED] a United States Person. On [REDACTED] obtained authorization from [REDACTED]

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[REDACTED] and the authority was renewed on [REDACTED] [REDACTED] was serviced by [REDACTED] which had confirmed that [REDACTED] by the target's wife and the address on the account was the residence where the target lived with his wife. [REDACTED]

[REDACTED] case agent later learned that [REDACTED] had been changed as of [REDACTED]. On Monday, [REDACTED] the case agent emailed the technically trained agent (TTA) assigned to the case to disable [REDACTED]. However, as the TTA later informed the case agent, the TTA deleted the email without reading it. Thus, unbeknownst to the case agent, the device remained operational, although it was not collecting on the target's [REDACTED]

[REDACTED] was reassigned to a new customer a few days before [REDACTED]. On [REDACTED] the case agent queried an FBI database and learned that [REDACTED] had not been disabled. On [REDACTED] [REDACTED] was disabled. [REDACTED] violated [REDACTED] and The Attorney General's Guidelines for FBI National Security Investigations and Foreign Intelligence Collection.

~~(S)~~

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

~~Derive from: G-3  
Declassify On: X25-1~~

~~SECRET~~

Hofmann-IOB-437

April 8, 2005

BY COURIER

Mr. James Langdon  
Intelligence Oversight Board  
New Executive Office Building  
Washington, D.C.

DECLASSIFIED BY 65179/DMH/PLJ/sdb  
ON 06-30-2010

Dear Mr. Langdon:

Enclosed for your information is a self-explanatory memorandum, entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Field Office, IOB Matter 2004-86. (U)

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b7c

This LHM sets forth details of investigative activity which the FBI has determined was conducted contrary to The Attorney General's 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 - Ms. Thomas
- 1 - Mr. [redacted]
- ① 278-HQ-C1229736-VIO-800
- 1 - OPR (IOB 2004-86)

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b7c

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

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

~~SECRET~~

~~SECRET~~

Hofmann-IOB-438

- 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 \_\_\_\_\_

MAIL ROOM

FBI/DOJ

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. (U)

Sincerely,

Julie F. Thomas  
Deputy General Counsel

1 - The Honorable Alberto Gonzalez  
Attorney General  
U.S. Department of Justice  
Room 5111

1 - Mr. James A. Baker  
Counsel, Office of Intelligence Policy and Review  
U.S. Department of Justice  
Room 6150

**APPROVED:** Crim. Inv. \_\_\_\_\_ Inspection \_\_\_\_\_ Training \_\_\_\_\_  
CNS \_\_\_\_\_ Laboratory \_\_\_\_\_ Off. of EEO \_\_\_\_\_  
Finance \_\_\_\_\_ National Sec. \_\_\_\_\_ Affairs \_\_\_\_\_  
Director \_\_\_\_\_ Gen. Counsel *JFT* \_\_\_\_\_ Off. of Public & \_\_\_\_\_  
Deputy Director \_\_\_\_\_ Info. Res. \_\_\_\_\_ Personnel \_\_\_\_\_ Cong. Affs. \_\_\_\_\_

~~SECRET~~

Hofmann-IOB-439



~~SECRET~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
[redacted] FIELD OFFICE  
IOB MATTER 2004-86 (U)

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(S)

Investigation of this IOB matter has determined that on

(S) [redacted] the [redacted] Division initiated a [redacted]  
(S) on [redacted] a United States person. On

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[redacted]

(S)

[redacted]

(S)

[redacted]

was communicated verbally to the [redacted] Division  
[redacted] which misunderstood the approval for [redacted] coverage of  
the above-listed lines to have been granted at 6:00pm EST,  
instead of the above-indicated later times. Upon realizing that  
the initiation occurred before the actual authorization, [redacted]  
checked to see if [redacted] were intercepted on the above-listed  
lines between 6:00pm EST and the actual approval times which were  
6:33pm EST and 6:42pm EST as indicated above. [redacted]  
confirmed that in fact no communications were intercepted or  
monitored during the unauthorized period. However, merely  
initiating the [redacted] prior to [redacted]  
[redacted] authorization of "the employment of  
[redacted] constitutes a violation of [redacted]  
[redacted] even though [redacted] were  
intercepted or monitored. (S)

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

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

~~SECRET~~

BY COURIER

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

Dear Mr. Langdon:

This letter forwards for your information a self-explanatory enclosure, entitled "Intelligence Oversight Board (IOB) Matter 2004-99."

This 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. 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 - Ms. Thomas
- 1 - Mr.
- 1 - Ms.
- ① - 278-HQ-C1229736-VIO

802  
~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

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

- 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 \_\_\_\_\_

~~SECRET~~ Hofmann-IOB-441

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b7c

~~SECRET~~

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 Gonzalez  
Attorney General  
U.S. Department of Justice  
Room 5111
  
- 1 - Mr. James Baker  
Counsel for Intelligence Policy, OIPR  
U.S. Department of Justice

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

~~SECRET~~

~~SECRET~~

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
[redacted] DIVISION  
FEDERAL BUREAU OF INVESTIGATION HEADQUARTERS (FBIHQ)  
IOB MATTER 2004-99 (U)

b2  
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~~(S)~~ The [redacted] Division [redacted] of the  
Federal Bureau of Investigation (FBI) reported that on [redacted]

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[redacted]

[redacted] stated that it would expire on [redacted] at  
[redacted] Due to an error on the part of [redacted] on [redacted]  
[redacted] received [redacted] unsolicited compact disks  
containing email information dated beyond the expiration date of  
the [redacted] Order.

(U)

~~(S)~~ Upon realizing that the three compact disks  
contained email information dated beyond the expiration date of  
the [redacted] Order, [redacted] neither reviewed nor copied the  
information. [redacted] further notified [redacted] that the [redacted]  
order had expired, and confirmed that no further information  
would be produced pursuant to the expired order.

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

(U)

~~(S) Derived From : G-3  
Declassify On: X1~~

~~SECRET~~

Hofmann-IOB-443

January 31, 2005

Mr. James Langdon  
Intelligence Oversight Board  
New Executive Office Building  
Washington, D.C.

Dear Mr. Langdon:

This letter forwards for your information a self-explanatory enclosure entitled "Intelligence Oversight Board (IOB), Matter 2004-100." (U)

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 - SAC [redacted]
- 1 - Ms. Thomas
- 1 - Mr. [redacted]
- 1 - OPR
- ① - 278-HQ-C1229736-VIO-804

b2  
b6  
b7C  
b7E

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

- 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-444

~~SECRET~~

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. (U)

Very truly yours,

Julie F. Thomas  
Deputy General Counsel

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

APPROVED: 

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

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

~~SECRET 2~~ Hofmann-IOB-445

(S)

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE

~~SECRET~~

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[redacted] DIVISION  
IOB MATTER 2004-100 (U)

b2  
b7E

~~(S)~~ The [redacted] Division of the Federal Bureau of Investigation has reported the receipt of unsolicited material in response to a National Security Letter ("NSL").

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b7E

(S)

~~(S)~~ [redacted] initiated [redacted] on an unknown subject, [redacted] On or about [redacted] issued a NSL, pursuant to the Electronic Communications Privacy Act ("ECPA"), 18 U.S.C. §2709, [redacted] The NSL included a request for [redacted] associated with [redacted] related to this [redacted]

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b7E

(U)

~~(S)~~ On November 27, 2004, the case agent received a compact disc ("CD") from [redacted] in response to the NSL. The CD contained information both responsive and non-responsive to the NSL. The non-responsive information included [redacted] This non-responsive information was voluntarily provided by [redacted] but was beyond the scope of the information requested in the NSL, and that authorized by ECPA. The case agent immediately turned this CD over to the [redacted] Associate Division Counsel ("ADC") upon recognizing the unresponsive material as such. No copies of the CD were made.

b2  
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(U)

~~(S)~~ As a consequence of this inadvertent error by [redacted] the FBI obtained information that it was not authorized to receive under the ECPA. Although the information provided was not solicited, because the information was not authorized to be provided, this matter is being reported to the Intelligence Oversight Board.

b4  
b7D

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

~~SECRET~~

Hofmann-IOB-446

April 13, 2005

BY COURIER

Mr. John Langdon  
Intelligence Oversight Board  
New Executive Office Building  
Washington, D.C.

Dear Mr. Langdon:

This letter forwards for your information a self-explanatory enclosure entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Division, IOB Matter 2005-124." (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. (U)

Enclosure

b6  
b7C

- 1 - Mr. Hulon
- 1 - Ms. Thomas

1 - [redacted]  
 1 - 278-HQ-C1229736-VIO-208

~~UNCLASSIFIED WHEN  
 DETACHED FROM  
 CLASSIFIED ENCLOSURE~~

- Dep. Dir. \_\_\_\_\_
- Chief of Staff \_\_\_\_\_
- Off. of Gen. Counsel \_\_\_\_\_
- Asst. Dir.:
- Admin. Serv. \_\_\_\_\_
- Crim. Inv. \_\_\_\_\_
- CIIS \_\_\_\_\_
- 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-447



~~SECRET~~

Mr. John Langdon p. 2

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 R. Gonzalez  
Attorney General  
U.S. Department of Justice  
Room 5111
  
- 1 - Mr. James A. Baker  
Counsel, Office of Intelligence Policy and Review  
U.S. Department of Justice  
Room 6150

*JFT*  
*4/9/05*

- 2 -

~~SECRET~~

Hofmann-IOB-448

~~SECRET~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
[redacted] DIVISION  
IOB MATTER 2005-124 (U)

b2  
b7E

(S) [redacted] The [redacted] Division of the FBI ([redacted])  
reported an [redacted] error in conjunction with its  
ongoing [redacted]

(S) [redacted] both United States persons. In this regard,  
[redacted] reported that on [redacted], the United States  
[redacted] authorized  
[redacted] occurring over a [redacted] [redacted] installed at  
their residence. The primary [redacted]  
[redacted]  
the computer.

b1  
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(U) (S) By [redacted] had not served the  
secondary [redacted] order on [redacted], since [redacted] was  
not yet installed. However, on that date the [redacted]  
Unit of the FBI forwarded the secondary [redacted] order to [redacted]  
without informing [redacted] began collection pursuant to  
the secondary [redacted] order, and contacted the FBI on [redacted]  
[redacted] in order to determine to whom the results of their  
collection were to be forwarded. After learning of the  
collection by [redacted] and after immediate consultation with FBI  
OGC and OIPR, [redacted] through [redacted]  
[redacted] requested that [redacted] take possession of the  
data collected by [redacted] for sequestration with the [redacted]

b2  
b4  
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b7E

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

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

~~SECRET~~

Hofmann-IOB-449

DECLASSIFIED BY 65179/DMH/PLJ/sdb  
ON 06-30-2010

April 18, 2005

BY COURIER

Mr. James Langdon  
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 2005 125." (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 - 278-HQ-C1229736-VIO - 812

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

~~Derived from: Multiple Sources  
Declassify on: March 30, 2030~~

~~SECRET~~

Hofmann-IOB-450

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

MAIL ROOM

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 R. Gonzalez  
Attorney General  
U.S. Department of Justice  
Room 5111
- 1 - Mr. James A. Baker III  
Counsel for Intelligence Policy and Review  
U.S. Department of Justice  
Room 6000

APPROVED: 

Crim Inv.	Inspection	Training
OAS	Laboratory	Off. of EEO
Finance	Intell. Sec.	Affairs
Director	Gen. Coun.	Off. of Public &
Deputy Director	Info. Res.	Cong. Affs.

~~SECRET~~

~~SECRET~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

b2  
b7E

FEDERAL BUREAU OF INVESTIGATION HEADQUARTERS (FBIHQ)  
2005-125 (U)

Investigation of this IOB matter has determined that, on [redacted], the [redacted] Division ([redacted]) initiated a [redacted] of the Asset, who is a "United States person," as that term is used in Section 101(i) of the Foreign Intelligence Surveillance Act of 1978 (FISA).<sup>1</sup> The [redacted] was extended until [redacted]. However, [redacted] contacted the Asset seven times after the expiration of [redacted] authority, in contravention of [redacted] of the [redacted]. This matter has been referred to the FBI's Office of Professional Responsibility for action deemed appropriate ~~(S)~~.

b2  
b7E

~~Derived from : Multiple Sources  
Declassify on: March 30, 2030~~

<b>APPROVED:</b>	Crim Inv.	Inspection	Training
	CJIS	Laboratory	Off. of EEO
	Finance	Ident. Sec.	Affairs
Director	Gen. Couns.	PA	Off. of Public &
Deputy Director	Info. Res.	Personnel	Cong. Affs.

DECLASSIFIED BY 65179/DMH/PLJ/sdb  
ON 06-30-2010

(U)

<sup>1</sup> ~~(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 (FCIG).

b2  
b7E

April 14, 2005

DECLASSIFIED BY 65179/DMH/PLJ/sdb  
ON 06-30-2010

Mr. James Langdon  
Intelligence Oversight Board  
New Executive Office Building  
Washington, D.C.

Dear Mr. Langdon:

This letter forwards for your information a self-explanatory enclosure entitled "Intelligence Oversight Board (IOB), Matter 2005-121." (U)

The enclosure sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General's 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 - 278-HQ-C1229736-VIO - 814

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

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-453

~~SECRET~~

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)

Very truly yours,

Julie F. Thomas  
Deputy General Counsel

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

**APPROVED:** Crim. Inv. \_\_\_\_\_ Inspection \_\_\_\_\_ Training \_\_\_\_\_  
                  CJS \_\_\_\_\_ Laboratory \_\_\_\_\_ Off. of EEO \_\_\_\_\_  
                  Finance \_\_\_\_\_ National Sec. \_\_\_\_\_ Affairs \_\_\_\_\_  
Director \_\_\_\_\_ Gen. Coun. JFT \_\_\_\_\_ Off. of Pub. & \_\_\_\_\_  
Deputy Director \_\_\_\_\_ Info. Res. \_\_\_\_\_ Personnel \_\_\_\_\_ Cong. Affs. \_\_\_\_\_

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

~~SECRET 2~~

Hofmann-IOB-454

~~SECRET~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[redacted] DIVISION  
IOB MATTER 2005-121 (U)

b2  
b7E

(U)

(S) The [redacted] of the Federal Bureau of Investigation has reported a possible violation in conjunction with an international terrorism investigation.

b2  
b7E

(S) By electronic communication (EC) dated March 31, 2005, [redacted] reported a possible IOB error in conjunction with an ongoing [redacted] Field Office [redacted] investigation. The following facts are derived from this EC.

b2  
b7E

(S) On [redacted], the United States [redacted]  
[redacted]  
[redacted] This authority included renewal of the [redacted]  
[redacted] On [redacted] commenced [redacted]  
[redacted] under the authority of [redacted]  
[redacted]

(S)

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b7E

(S) On [redacted], upon reviewing [redacted] a [redacted] translator reviewed [redacted] which indicated [redacted] that [redacted] might not be [redacted] The translator notified her supervisor and [redacted] was shutdown at [redacted] on [redacted] No summaries were drafted of these [redacted]

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(S) Further investigation revealed that [redacted] was no longer [redacted] did not provide [redacted] with any prior notification that a change [redacted] had occurred.

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(U) [redacted] provided the [redacted] a Letterhead Memorandum (LHM) addressed to the Office of Intelligence Policy and Review (OIPR) detailing the circumstances of the [redacted] The LHM and the disk were hand delivered to OIPR on 03/29/2005.

b2  
b7E

(S) [redacted] indicated it will delete from all FBI systems and databases all [redacted] from the referenced [redacted]

b2  
b7E

(S) Here, through no fault of the Case Agent, an unauthorized [redacted] was conducted. Although the [redacted]

b1  
b2  
b7E

(S) It should be noted that the response by [redacted] in handling this matter was commendable. The [redacted] immediately informed [redacted] supervisor about the possible discrepancy. The supervisor then ordered [redacted] shut down, which was done at [redacted] that Hofmann-IOB-455

b2  
b7E



~~SECRET~~

(S) same evening. Thereafter, investigation by SSA [redacted] and SA [redacted] revealed that the [redacted] was no longer [redacted] SSA [redacted] and SA [redacted] then took all relevant steps to sequester the unauthorized information for eventual destruction.

b1  
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(U) ~~(S)~~ Based upon our analysis, however, in accordance with the reporting requirements of Section 2.4 of E.O. 12863, the error must be reported to the IOB because the surveillance was not authorized under the [redacted] or Executive Order 12333.

b2  
b7E

April 21, 2005

BY COURIER

Mr. James Langdon  
Chairman  
Intelligence Oversight Board  
New Executive Office Building  
Washington, D.C.

Dear Mr. Langdon:

Enclosed for your information is a self-explanatory enclosure entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Division, 2005-123."

b2  
b7E

This enclosure sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General's 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 - Ms. Thomas

1 - [redacted]

1 - [redacted]

① - 278-HQ-C1229736-VIO-825

b6  
b7C

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

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

- 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 \_\_\_\_\_

Hofmann-IOB-457

~~SECRET~~

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 R. 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

**APPROVED:**   Crim. Inv. \_\_\_\_\_   Inspection \_\_\_\_\_   Training \_\_\_\_\_  
                  CNS \_\_\_\_\_   Laboratory \_\_\_\_\_   Off. of EEO  
                  Finance \_\_\_\_\_   National Sec. \_\_\_\_\_   Affairs \_\_\_\_\_  
Director \_\_\_\_\_   Gen. Counsel \_\_\_\_\_   OPR \_\_\_\_\_   Off. of Public &  
Deputy Director \_\_\_\_\_   Info. Res. \_\_\_\_\_   Personnel \_\_\_\_\_   Cong. Affs. \_\_\_\_\_



Hofmann-IOB-458

~~SECRET~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
[redacted] DIVISION  
2005-123 (U)

b2  
b7E

(U)

Investigation of this IOB matter has determined that,  
[redacted] SAC [redacted] signed a NSL.

[redacted]

[redacted]. The NSL specifically stated not to include [redacted]  
content. [redacted] received a CD  
provided [redacted]. The CD contained non-requested [redacted]

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b7D  
b7E

[redacted] The CDC was contacted the  
same day and the CD was sealed in an envelope and delivered to  
the CDC. On [redacted] contacted OGC, NSLPTU.  
NSLPTU advised [redacted]

[redacted] The matter was then reported as a  
potential IOB violation (S).

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

(U)

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

~~SECRET~~

~~SECRET~~

April 19, 2005

DECLASSIFIED BY 65179/DMH/PLJ/sdb  
ON 06-30-2010

BY COURIER

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

Dear Chairman Langdon:

This letter forwards for your information a self-explanatory enclosure entitled, "Intelligence Oversight Board (IOB) Matter, IOB 2005-145." (U)

The enclosure sets forth details of reporting 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)

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

1 - Ms. Thomas *tb*  
1 - SSA

b6  
b7c

1 -   
(1) - 278-HQ-C1229736-VIO - 828

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-460

Chairman 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. (U)

Sincerely,

Julie F. Thomas  
Deputy General Counsel

Enclosure

- 1 - The Honorable Alberto R. Gonzalez  
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

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

~~SECRET~~

~~SECRET~~

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
[REDACTED] DIVISION  
IOB 2005-145 (U)

b2  
b7E

(S)

~~(S)~~ The [REDACTED] Division ([REDACTED]) of the Federal Bureau of Investigation has reported that the required 90-day Letterhead Memorandum (LHM) after a [REDACTED] was initiated was inadvertently not submitted to the National Security Law Branch (NSLB) for review and dissemination to the Department of Justice, Office of Intelligence Policy and Review.

b2  
b7E

~~(S)~~ On [REDACTED] was initiated on the subject [REDACTED] is a U.S. person. On [REDACTED] Field office prepared a 90-day Letterhead Memorandum (LHM) and submitted it to FBI Headquarters, however, it was inadvertently not forwarded to the National Security Law Branch (NSLB) for review and dissemination to the Department of Justice, Office of Intelligence Policy and Review (OIPR).

b1  
b2  
b7E

(U)

~~(S)~~ Approximately nine months later, on [REDACTED] the [REDACTED] submitted the 90-day LHM to the NSLB for dissemination to OIPR. On April 10, 2003, NSLB notified [REDACTED] of a possible error that may be required to be reported to the IOB.

b2  
b7E

(U)

~~(S)~~ Once the error and oversight was discovered, appropriate action was immediately taken by [REDACTED] by submitting the 90-day LHM to the NSLB for review and dissemination to the Department of Justice, Office of Intelligence Review. In addition, it has been referred to the FBI's Internal Inspection Section for any action that is deemed appropriate.

b2  
b7E

~~SECRET~~

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

May 3, 2005

DECLASSIFIED BY 65179/DMH/PLJ/sdb  
ON 06-30-2010

Mr. James Langdon  
Intelligence Oversight Board  
New Executive Office Building  
Washington, D.C.

Dear Mr. Langdon:

This letter forwards for your information a self-explanatory enclosure entitled "Intelligence Oversight Board (IOB), Matter . 2004-70." (U)

The enclosure sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General's 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

b6  
b7c

- 1 - Ms. Thomas *OTD*
- 1 -
- 1 -
- ① - 278-HQ-C1229736-VIO-832

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

- 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-463



~~SECRET~~

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)

Very truly yours,

Julie F. Thomas  
Deputy General Counsel

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

**APPROVED:**   Crim. Inv. \_\_\_\_\_   Inspection \_\_\_\_\_   Training \_\_\_\_\_  
                  CJS \_\_\_\_\_   Laboratory \_\_\_\_\_   Off. of EEO \_\_\_\_\_  
                  Finance \_\_\_\_\_   National Sec. \_\_\_\_\_   Affairs \_\_\_\_\_  
Director \_\_\_\_\_   Gen. Counsel \_\_\_\_\_   OPR \_\_\_\_\_   Off. of Public & \_\_\_\_\_  
Asst. Dir. \_\_\_\_\_   Info. Res. \_\_\_\_\_   Personnel \_\_\_\_\_   Cong. Affs. \_\_\_\_\_

~~Derived from: G-3~~

~~Declassify on: XI~~

~~SECRET 2~~

Hofmann-IOB-464

DATE: 06-30-2010  
CLASSIFIED BY 65179/DNH/PLJ/sdb  
REASON: 1.4 (c)  
DECLASSIFY ON: 06-30-2035

~~SECRET~~

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER 2004-70  
[REDACTED] DIVISION  
FEDERAL BUREAU OF INVESTIGATION HEADQUARTERS (FBIHQ) (U)

b2  
b7D

{S}

{S}

~~(S)~~ Investigation of this IOB matter has revealed that pursuant to a National Security Letter (NSL) served on [REDACTED], on [REDACTED] provided telephone billing records to the FBI. The telephone number to be targeted should have been [REDACTED]. However, due to a typographical error in the NSL, the number actually requested was [REDACTED] a number belonging to [REDACTED].

FBI [REDACTED] realized that the results of the information provided in response to the NSL included [REDACTED]. Upon discovery of the error, on [REDACTED] the inadvertently obtained material was segregated and forwarded to FBIHQ for sequestration. At no time was any further investigative action taken with respect to the information received pertaining to the [REDACTED] [REDACTED]. No written summaries of communications were made.

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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 and to the Office of Professional Responsibility for action as deemed appropriate.  
(U)

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

~~SECRET~~

Hofmann-IOB-465

May 11, 2005  
BY COURIER

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

Dear Mr. Langdon:

This letter forwards for your information a self-explanatory enclosure, entitled "SSA [redacted] SA [redacted] [redacted] Division, Intelligence Oversight Board Matter 2005-128."

b2  
b6  
b7C  
b7E

This 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. This matter has also been referred to our Internal Investigations Section, Inspection Division, for a determination of whether any administrative action is warranted.  
(U)

Enclosure

b6  
b7C

- 1 - Ms. Thomas
- 1 - [redacted]
- ① - 278-HQ-C1229736-VIO-836

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

~~Derived From: G-3  
Declassify On: X1~~

~~SECRET/ORCON/NOFORN~~

- 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 \_\_\_\_\_

~~SECRET/ORCON/NOFORN~~

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 R. Gonzales  
Attorney General  
U.S. Department of Justice  
Room 5111
  
- 1 - Mr. James Baker  
Counsel for Intelligence Policy, OIPR  
U.S. Department of Justice

**APPROVED:**   Crim. Inv. \_\_\_\_\_   Inspection \_\_\_\_\_   Training \_\_\_\_\_  
                  CRS \_\_\_\_\_   Laboratory \_\_\_\_\_   Off. of EEO \_\_\_\_\_  
                  Finance \_\_\_\_\_   Actional Sec. \_\_\_\_\_   Affairs \_\_\_\_\_  
Director \_\_\_\_\_   Gen. Counsel *JFT* \_\_\_\_\_   Off. of Pub & \_\_\_\_\_  
Deputy Director \_\_\_\_\_   Info. Res. \_\_\_\_\_   Personnel \_\_\_\_\_   Cong. Affs. \_\_\_\_\_

~~SECRET/ORCON/NOFORN~~

~~SECRET/ORCON/NOFORN~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
COUNTERINTELLIGENCE DIVISION  
FEDERAL BUREAU OF INVESTIGATION HEADQUARTERS (FBIHQ)  
IOB MATTER 2005-128 (U)

(S) ~~(S//OC//NF)~~ By electronic communication (EC) dated March 2, 2005, the [redacted] Field Office reported a possible IOB error in conjunction with an ongoing [redacted] investigation. In this regard, the [redacted] Field Office reported that, on [redacted]

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[redacted]

(S) ~~(S//OC//NF)~~ As explained in a letter dated [redacted] from the [redacted] Field Office to the Office of Intelligence and Policy Review (OIPR), through a National Security Letter (NSL) to [redacted] the FBI verified that [redacted]

(S)

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(S) [redacted] and was billed to [redacted]

(S) [redacted]

(S)

(S) ~~(S//OC//NF)~~ On [redacted] the FBI learned that [redacted]

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b7C  
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(S) [redacted]

(S)

(S) [redacted]

(S) ~~(S//OC//NF)~~ Activity on the [redacted] resumed on [redacted]

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[redacted] Due to the vague and minimal content of the [redacted] the language specialist monitoring the activity could not discern whether the user was affiliated with [redacted] until [redacted] after approximately

~~SECRET/ORCON/NOFORN~~

~~SECRET/ORCON/NOFORN~~

[redacted] calls. On [redacted] advised, at the request of the FBI, that [redacted] was not the [redacted]

b2  
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(S) ~~(S//OC//NF)~~ Because the [redacted] was not being utilized by [redacted] the FBI terminated [redacted] coverage on [redacted] at 10:55 a.m. EST. The [redacted] Field Office did not log or index any of the [redacted]

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[redacted] as of [redacted]. The FBI has destroyed all of the Language Specialist's handwritten notes associated with the [redacted] [redacted] and has deleted all of the recorded materials from all FBI systems and databases.

(U)

~~(S//OC//NF)~~ By letter dated [redacted] the [redacted] Field Office advised OIPR of the circumstances described above. The [redacted] Field Office further provided OIPR with the recorded material, i.e., the [redacted]

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b7E

(U)

~~(S//OC//NF)~~ Here, through no fault of the [redacted] Field Office, an unauthorized [redacted] was conducted. Based upon our analysis, in accordance with the reporting requirements of Section 2.4 of E.O. 12863, [redacted] mistake must be reported to the IOB because the surveillance was not authorized under the [redacted] or Executive Order 12333.

b2  
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~~SECRET/ORCON/NOFORN~~

DECLASSIFIED BY 65179/DMH/PLJ/sdb  
ON 06-30-2010

June 9, 2005

BY COURIER

Mr. James Langdon  
Chairman  
Intelligence Oversight Board  
New Executive Office Building  
Washington, D.C.

Dear Mr. Langdon:

Enclosed for your information is a self-explanatory enclosure entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Division, 2005-156."

This enclosure sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General's 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 - Ms. Thomas *TH*

1 - [redacted]

1 - [redacted]

① - 278-HQ-C1229736-VIO-850

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

~~Derived from : FBI G-3  
Declassify on: May 31, 2030~~

~~SECRET~~  
Hofmann-IOB-470

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

MAIL ROOM

b2  
b7E

b6  
b7C

~~SECRET~~

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. (U)

Sincerely,

Julie F. Thomas  
Deputy General Counsel

- 1 - The Honorable Alberto R. 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

- 2 -

~~SECRET~~

Hofmann-IOB-471



~~SECRET~~

Mr. James Langdon

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
[REDACTED] DIVISION  
2005-156 (U)

b2  
b7E

Investigation of this IOB matter has determined that,  
on [REDACTED]

[REDACTED]. On [REDACTED], prior to any review of the data  
resulting from the [REDACTED]

b2  
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b7D  
b7E

On [REDACTED]. This information will be sent to OIPR  
expeditiously so that it can be forwarded to the [REDACTED] for  
destruction. This matter has been referred to the FBI's  
Inspection Division for action deemed appropriate (S).

~~Derived from : G-3  
Declassify on: February 17, 2030~~

~~SECRET~~

Hofmann-IOB-472

May 15, 2005  
BY COURIER

Mr. James Langdon  
Chairman  
Intelligence Oversight Board  
New Executive Office Building  
Washington, D.C.

Dear Mr. Langdon:

Enclosed for your information is a self-explanatory letterhead memorandum (LHM), entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Field Office, IOB Matter 2005-141." (U)

b2  
b7E

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

Enclosure

b6  
b7C

- 1 - Ms. Thomas
- 1 - [redacted]
- 1 - 278-HQ-C1229736-VIO-852
- 1 - Inspection (IOB 2005-141)

- Director \_\_\_\_\_
- Adm. \_\_\_\_\_
- CTACI \_\_\_\_\_
- Crim. \_\_\_\_\_
- Intell. \_\_\_\_\_
- LES \_\_\_\_\_
- Dir. \_\_\_\_\_
- n. Serv. \_\_\_\_\_
- S. \_\_\_\_\_
- Intell. \_\_\_\_\_
- terrorism \_\_\_\_\_
- n. Inv. \_\_\_\_\_
- ser \_\_\_\_\_
- ince \_\_\_\_\_
- n. Res. \_\_\_\_\_
- ection \_\_\_\_\_
- . Tech. \_\_\_\_\_
- oratory \_\_\_\_\_
- . of Cong. Affs. \_\_\_\_\_
- . of the Gen. \_\_\_\_\_
- Coun. \_\_\_\_\_
- . of Intell. \_\_\_\_\_
- . Pub. Affs. \_\_\_\_\_
- . of Prof. Resp. \_\_\_\_\_
- . Mgmt. \_\_\_\_\_
- ucity \_\_\_\_\_
- islog \_\_\_\_\_
- of EEOA \_\_\_\_\_

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

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

Enclosure

Hofmann-IOB-473

~~SECRET~~

~~SECRET~~

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. (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 A. Baker  
Counsel, Office of Intelligence Policy and Review  
U.S. Department of Justice  
Room 6150

Hofmann-IOB-474

~~SECRET~~

~~SECRET~~

(S)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER .  
[REDACTED] FIELD OFFICE  
IOB MATTER 2005-141 (U)

b2  
b7E

(S)

Review of this IOB matter has determined that [REDACTED]  
[REDACTED] on U.S. persons [REDACTED]

(S)

(S)

(S)

~~(S)~~

On [REDACTED] and again on [REDACTED] the

(U)

b2  
b7E

[REDACTED] authorized electronic surveillance, including those named  
above. ~~(S)~~

(S)

On [REDACTED] investigation's case

(S)

Agent was controlling the [REDACTED]  
[REDACTED] The surveillance team leader notified the case Agent that  
[REDACTED] The case Agent  
attempted to initiate [REDACTED] but collection had not been  
reprogrammed to conform with the [REDACTED]

(S)

[REDACTED]. A technically trained Agent was called in to modify  
the collection computer's scheduled expiration of authorized  
coverage. In an attempt to re-schedule the [REDACTED]  
expiration dates, that Agent inadvertently initiated [REDACTED] at  
[REDACTED] hours for [REDACTED] minutes and [REDACTED] seconds. [REDACTED]

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[REDACTED] Also, during a test of [REDACTED] by the  
technically trained agent, a [REDACTED] second recording was collected at  
[REDACTED] The last of the targets of [REDACTED]  
[REDACTED] Therefore, [REDACTED] after [REDACTED]  
was unauthorized. ~~(S)~~

(U)

The case agent and the on-duty language specialist agreed  
not to review the unauthorized [REDACTED] and to seek the expertise  
of technically trained Agents to isolate it. Before the [REDACTED]  
was isolated, however, another language specialist reviewed it  
during the normal performance of his duties. He deemed the  
[REDACTED] to be non-pertinent in its entirety, and marked it for  
deletion. ~~(S)~~

b2  
b7E

[REDACTED] did not upload into FBI systems any information  
[REDACTED] during the non-authorized collection period. Because  
of this incident, and as a remedial measure, [REDACTED] has limited  
to certain Agents the ability to activate the [REDACTED]  
and requires each [REDACTED] to be identified by the Agent  
who initiated [REDACTED] [REDACTED] also requires language  
specialists to [REDACTED] on all sessions reviewed. ~~(S)~~

(U)

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b7E

OGC has referred this matter to the FBI's Inspection  
Division for action deemed appropriate. (U)

Hofmann-IOB-475

~~SECRET~~

DECLASSIFIED BY 65179/DMH/PLJ/sdb  
ON 06-30-2010

June 9, 2005

BY COURIER

Mr. James Langdon  
Intelligence Oversight Board  
New Executive Office Building  
Washington, D.C.

Dear Mr. Langdon:

This letter forwards for your information a self-explanatory enclosure entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Division, IOB-Matter 2005-132." (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. (U)

Enclosure

b6  
b7C

- 1 - Mr. Hulon
- 1 - Ms. Thomas

1 - [redacted]

278-HQ-C1229736-VIO-854

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

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

MAR. ROOM

Hofmann-IOB-476

~~SECRET~~

Mr. ~~JAMES~~ Langdon p. 2

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 R. Gonzalez  
Attorney General  
U.S. Department of Justice  
Room 5111
- 1 - Mr. James A. Baker  
Counsel, Office of Intelligence Policy and Review  
U.S. Department of Justice  
Room 6150

**APPROVED:**

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

- 2 -

~~SECRET~~

Hofmann-IOB-477

DATE: 06-30-2010

~~SECRET~~

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE

Mr. James Langston DECLASSIFIED BY 65179/DMH/PLJ/sdb

REASON: 1.4 (c)

DECLASSIFY ON: 06-30-2035

(S)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
[redacted] DIVISION  
IOB MATTER 2005-132 (U)

b2  
b7E

(S)

(S) The [redacted] Division ([redacted]) reported reported an error in conjunction with its ongoing [redacted] investigation of [redacted] a United States Person. [redacted] initiated a [redacted] of [redacted] on [redacted] which was set to expire on [redacted]. The [redacted] was neither extended nor converted to a [redacted] [redacted], as required by The Attorney General's Guidelines for FBI National Security Investigations and Foreign Intelligence Collection ("NSIG"), prior to its expiration on [redacted].

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(U)

(S) Between expiration of the [redacted] and [redacted], [redacted] investigative activity. [redacted]  
[redacted]  
[redacted] The case agent was out of her office on two separate temporary detail (TDY) assignments from approximately [redacted] until [redacted]. Upon return, the case agent learned that the [redacted] had expired on [redacted]. The case agent thought that the [redacted] had been extended, however she had not submitted the paperwork to effect such extension. On [redacted], the case agent requested that headquarters retroactively extend the [redacted] from [redacted] to [redacted] and again from [redacted] to [redacted]. On [redacted] prior to those extensions being granted, additional investigative activity was conducted [redacted]

b2  
b7E

(U)

(S) The failure to either convert or extend this [redacted] prior to expiration of the six month initiation period was clearly inadvertent. However, investigative activity continued until [redacted], more than four months after the expiration of the [redacted] and additional investigative activity occurred on [redacted]. Because investigative activity continued for a period of over nine months after the [redacted] had expired, this cannot be considered "de minimis in time."

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(U)

(S) Finally, the [redacted] has not been properly extended. Indeed, more than an entire six month extension period had passed before extension was sought.

b2  
b7E

~~SECRET~~

Hofmann-IOB-478

DECLASSIFIED BY 65179/DMH/PLJ/sdb  
ON 06-30-2010

June 9, 2005

BY COURIER

Mr. John Langdon  
Intelligence Oversight Board  
New Executive Office Building  
Washington, D.C.

Dear Mr. Langdon:

This letter forwards for your information a self-explanatory enclosure entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Division, IOB Matter 2005-130." (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. (U)

Enclosure

- 1 - Mr. Hulon
- 1 - Ms. Thomas
- 1 - [redacted]

b6  
b7C

① 278-HQ-C1229736-VIO-856

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

- Dep. Dir. \_\_\_\_\_
- Chief of Staff \_\_\_\_\_
- Off. of Gen. Counsel \_\_\_\_\_
- Asst. Dir. \_\_\_\_\_
- Admin. Serv. \_\_\_\_\_
- Counterterrorism \_\_\_\_\_
- Crim. Inv. \_\_\_\_\_
- CJIS \_\_\_\_\_
- Finance \_\_\_\_\_
- Info. Res. \_\_\_\_\_
- Insp. \_\_\_\_\_
- Inv. Serv. \_\_\_\_\_
- Lab. \_\_\_\_\_
- National Sec. *[initials]*
- OPR \_\_\_\_\_
- Off. of Public & Cong. Affs. \_\_\_\_\_
- Training \_\_\_\_\_
- Off. of EEOA \_\_\_\_\_
- Director's Office \_\_\_\_\_

Hofmann-IOB-479

MAR. ROOM



~~SECRET~~

Mr. John Langdon p. 2

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 R. Gonzalez  
Attorney General  
U.S. Department of Justice  
Room 5111
- 1 - Mr. James A. Baker  
Counsel, Office of Intelligence Policy and Review  
U.S. Department of Justice  
Room 6150

- 2 -

~~SECRET~~

Hofmann-IOB-480

~~SECRET~~

Mr. James Langdon p. 2

(S) INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
[redacted] DIVISION  
(S) IOB MATTER 2005-130 (U)

(S) The [redacted] Division ([redacted]) an  
[redacted] error in conjunction with its ongoing  
(S) counterterrorism investigation of [redacted]  
[redacted] a United States person. In this regard, [redacted]  
reported that on [redacted], the United States [redacted]  
[redacted]  
[redacted]. Due to technical issues,  
[redacted] did not begin surveillance until [redacted]. On  
[redacted] at approximately 4:50 p.m. SA [redacted] began  
review of the information seized pursuant to the [redacted]'s order.  
Upon review of the seized material, SA [redacted] realized that the  
communications had been seized from an unauthorized e-mail  
account. SA [redacted] immediately stopped his review and notified  
the case agent, SA [redacted] and technically trained agent SA  
[redacted] who handles liaison with [redacted]  
including [redacted]. Collection was ceased at approximately  
(U) 5:09 p.m. on [redacted]

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b7E

(S) SA [redacted] determined that [redacted]  
inadvertently monitored the [redacted] resulting in the  
seizure of communications from an e-mail address other than the  
one authorized by the [redacted]. It should be noted that the order  
did not specify seizure of communications from a specified [redacted]  
[redacted] but rather from a specified e-mail account. [redacted]  
transferred all intercepted communications to a CD which was  
forwarded to FBI Headquarters for sequestration with the [redacted].  
No copies of the intercepted materials have been maintained by  
[redacted].

b2  
b4  
b7D  
b7E

(U) This matter has been reported to the FBI's  
Inspection Division for appropriate action.

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

~~SECRET~~

Hofmann-IOB-481

June 8, 2005

BY COURIER

Mr. James Langdon  
Chairman  
Intelligence Oversight Board  
New Executive Office Building  
Washington, D.C.

Dear Mr. Langdon:

Enclosed for your information is a self-explanatory enclosure entitled "Intelligence Oversight Board (IOB) Matter, [redacted] [redacted] Division, 2005-127."

b2  
b7E

This enclosure sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General's 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

b6  
b7C

- 1 - Ms. Thomas *TT*
- 1 - [redacted]
- 1 - [redacted]
- 1 - 278-HQ-C1229736-VIO - 858

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

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

~~Derived from : FBI G-3  
Declassify on: May 25, 2030~~

~~SECRET~~

Hofmann-IOB-482

MAIL ROOM

~~SECRET~~

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. (U)

Sincerely,

Julie F. Thomas  
Deputy General Counsel

- 1 - The Honorable Alberto R. 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

- 2 -

~~SECRET~~

Hofmann-IOB-483

~~SECRET~~

Mr. James Langdon

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
[REDACTED] DIVISION  
2005-127 (U)

b2  
b7E

Investigation of this IOB matter has determined that, on [REDACTED] the [REDACTED] Division ([REDACTED]) initiated a [REDACTED] of a US Person. During the course of the investigation, [REDACTED] properly obtained a six month extension for the investigation in accordance with Attorney General's Guidelines for FBI National Security Investigations and Foreign Intelligence Collection (NSIG). With the extension, the [REDACTED] investigation had to be completed by [REDACTED]. However, [REDACTED] conducted an interview of the subject on [REDACTED] almost two months after the [REDACTED] had expired. [REDACTED] did not request an extension on the [REDACTED] until [REDACTED]. Conducting the interview on [REDACTED] was inconsistent with the requirements of the NSIG, and must be reported in accordance with the requirements of Section 2.4 of E.O. 12863. This matter has been referred to the FBI's Office of Professional Responsibility for action deemed appropriate (S).

b2  
b7E

DECLASSIFIED BY 65179/DMH/PLJ/sdb  
ON 07-01-2010

~~Derived from : FBI SCG G-3  
Declassify on: May 1, 2030~~

~~SECRET~~

Hofmann-IOB-484

DECLASSIFIED BY 65179/DMH/PLJ/sdb  
ON 07-01-2010

June 8, 2005

BY COURIER

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

Dear Mr. Langdon:

This letter forwards for your information a self-explanatory enclosure, entitled "SSA Martin R. Jerge, SA [redacted] [redacted] Division, Intelligence Oversight Board Matter 2005-126."

b2  
b7E

This 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. This matter has also been referred to our Internal Investigations Section, Inspection Division, for a determination of whether any administrative action is warranted.  
(U)

Enclosure

b6  
b7C

1 - Ms. Thomas *900*  
1 - [redacted]  
*(1)* 278-HQ-C1229736-VIO - 860

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

~~Derived From: G-3  
Declassify On: 25X1~~

- 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 \_\_\_\_\_

~~SECRET~~ Hofmann-IOB-485

~~SECRET~~

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 R. Gonzales  
Attorney General  
U.S. Department of Justice  
Room 5111
  
- 1 - Mr. James Baker  
Counsel for Intelligence Policy, OIPR  
U.S. Department of Justice

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

~~SECRET~~

~~SECRET~~

(S) INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
[REDACTED] DIVISION  
FEDERAL BUREAU OF INVESTIGATION HEADQUARTERS (FBIHQ)  
IOB MATTER 2005-126 (U)

b2  
b7E

(S) By electronic communication (EC) dated March 2, 2005, the [REDACTED] Field Office reported a possible IOB error in conjunction with an ongoing [REDACTED] investigation. In this regard, the [REDACTED] Field Office reported that, on

(S) [REDACTED] Docket Number [REDACTED] the [REDACTED]  
(S) [REDACTED]  
(S) [REDACTED]  
(U) [REDACTED] The [REDACTED]  
[REDACTED]

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(S) On [REDACTED] provided the FBI with [REDACTED] email documents dated between [REDACTED] and [REDACTED]. The [REDACTED] Field Office obtained access to all email documents provided by [REDACTED] through the [REDACTED]. The next day, [REDACTED] Case Agent searched the [REDACTED] email documents and submitted a Return on Search Warrant to FBIHQ, [REDACTED].

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(S) Between [REDACTED] and [REDACTED] Case Agent reviewed the email messages provided by [REDACTED]. On [REDACTED] Case Agent received a telephone call from [REDACTED] Attorney [REDACTED]. Case Agent informed [REDACTED] that, in addition to providing information involving the [REDACTED] email addresses named in the [REDACTED] order, [REDACTED] had also provided a number of messages that did not involve any of the [REDACTED] specified email addresses/accounts. Case Agent informed [REDACTED] that these messages were minimized in [REDACTED].

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(S) Later on [REDACTED] sent an email to Case Agent stating that [REDACTED] had exceeded the authority granted by the Court, and requested that Case Agent discontinue the email surveillance until [REDACTED] could ascertain that [REDACTED] had configured its system in a manner consistent with the authority granted by the Court.

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(S) Case Agent received [REDACTED] message on [REDACTED]. Additionally, Case Agent received an [REDACTED] from [REDACTED].

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~~Derived From: G-3  
Declassify On: 25X1~~

~~SECRET~~

instructing Case Agent to terminate the surveillance immediately, coordinate with [REDACTED] to fix the problem, and provide [REDACTED] with the inappropriately captured material for sequestration. As soon as Case Agent received the email messages, he discontinued

b2  
b7E



~~SECRET~~

(U) surveillance of the electronic data provided by [redacted]

b4  
b7D

(S) Over the following two days, Case Agent developed a list of all email messages received between [redacted] and [redacted] that were improperly captured. On [redacted] while compiling this list, it occurred to Case Agent that [redacted]'s instructions to "terminate surveillance" extended beyond Case Agent's personal discontinuance of viewing the newly captured email documents in [redacted]. Accordingly, Case Agent requested that the flow of email traffic from [redacted] to [redacted] be discontinued. On [redacted], the email traffic from [redacted] to [redacted] was discontinued. Case Agent did not review any of the email messages between [redacted] and [redacted].

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(S) On [redacted] at the direction of Case Agent, the FBI began purging the [redacted] of all inadvertently captured emails and moving such information to an optical disk for sequestration with the Court. All messages that were unrelated to email addresses [redacted]

b1  
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(U) [redacted] were neither logged, indexed, referenced, nor stored in any FBI [redacted] files. All inadvertently captured emails that were stored in [redacted] are being sequestered by [redacted] and moved to an optical disk. If not done already, such disk will be provided to [redacted] to be provided [redacted] for eventual destruction.

(S) Here, an unauthorized [redacted] was conducted. As a consequence of an error on the part of [redacted] [redacted] the FBI unintentionally conducted [redacted] that was unauthorized. Based upon our analysis, in accordance with the reporting requirements of Section 2.4 of E.O. 12863, [redacted] mistake must be reported to the IOB because the surveillance was not authorized under the [redacted] or Executive Order 12333.

b2  
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b7E

~~SECRET~~

June 9, 2005

BY COURIER

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

DECLASSIFIED BY 65179/DMH/PLJ/sdb  
ON 07-01-2010

Dear Mr. Langdon:

This letter forwards for your information a self-explanatory enclosure entitled, "Intelligence Oversight Board (IOB) Matter, IOB 2005 155. (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

b6  
b7c

1 - [redacted] - 278-HQ-C1229736-VIO - 862

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

~~Derived from: Multiple Sources  
Declassify on: May 13, 2030~~

~~SECRET~~

Hofmann-IOB-489

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

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 R. Gonzalez  
Attorney General  
U.S. Department of Justice  
Room 5111
- 1 - Mr. James A. Baker III  
Counsel for Intelligence Policy and Review  
U.S. Department of Justice  
Room 6000

**APPROVED:**

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

*[Handwritten signature]*  
6/6/05

~~SECRET~~

~~SECRET~~

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE

(S)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[REDACTED] DIVISION

IOB MATTER 2005-155 (U)

b2  
b7E

(S)

~~(S)~~ The [REDACTED] Division [REDACTED] of the  
Federal Bureau of Investigation ("FBI") has reported an  
[REDACTED] error in conjunction with that division's  
ongoing [REDACTED] investigation of the [REDACTED]

(S)

[REDACTED] In this regard,  
on [REDACTED] the United States [REDACTED]

[REDACTED] Due to an administrative  
error, [REDACTED] was inadvertently omitted from the  
list of [REDACTED] requesting renewal authority by  
the United States Foreign Intelligence Court. On [REDACTED],  
[REDACTED] was discontinued  
at 9:30 a.m. [REDACTED] is providing the Office of Intelligence

b1  
b2  
b7E

(S) Policy and Review ("OIPR"), Department of Justice, with the  
original [REDACTED]. This disk contains all

[REDACTED] relating to [REDACTED] from [REDACTED] to [REDACTED]  
[REDACTED] (total of [REDACTED])

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

DATE: 07-01-2010  
CLASSIFIED BY 65179/DMH/PLJ/sdb  
REASON: 1.4 (c)  
DECLASSIFY ON: 07-01-2035

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

~~SECRET~~

Hofmann-IOB-491

June 9, 2005

BY COURIER

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

DECLASSIFIED BY 65179/DMH/PLJ/sdb  
ON 07-01-2010

Dear Mr. Langdon:

This letter forwards for your information a self-explanatory enclosure entitled, "Intelligence Oversight Board (IOB) Matter, IOB 2005 137 (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

b6  
b7c

1 - [redacted]  
① - 278-HQ-C1229736-VIO-864

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

~~Derived from: Multiple Sources  
Declassify on: May 13, 2030~~

~~SECRET~~

Hofmann-IOB-492

- 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 \_\_\_\_\_

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 R. Gonzalez  
Attorney General  
U.S. Department of Justice  
Room 5111
  
- 1 - Mr. James A. Baker III  
Counsel for Intelligence Policy and Review  
U.S. Department of Justice  
Room 6000

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

~~SECRET~~

~~SECRET~~

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE

(S) INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
[REDACTED] DIVISION  
IOB MATTER 2005-137 (U)

b2  
b7E

(S) The Counterintelligence Division ("CD") of the  
(S) Federal Bureau of Investigation ("FBI") has reported an  
[REDACTED] error in conjunction with that division's  
(S) ongoing [REDACTED] investigation [REDACTED]

(S) [REDACTED] in [REDACTED] In this regard, on  
[REDACTED] the United States [REDACTED]

(S) [REDACTED] including [REDACTED]  
[REDACTED] Subsequent investigation revealed that [REDACTED]

(S) [REDACTED] was not being utilized by [REDACTED] On [REDACTED]  
[REDACTED] of this number was discontinued at  
10:55 a.m. [REDACTED] is providing the Office of Intelligence Policy and  
Review ("OIPR"), Department of Justice, with the original [REDACTED]

b1  
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(S) [REDACTED] These disks contain [REDACTED]  
(S) pertaining to the [REDACTED] case, which includes [REDACTED] intercepted  
on [REDACTED] referenced above, as well as all  
[REDACTED] intercepted pursuant to other authorized surveillance  
of this target. [REDACTED] is so inclusive because it is not  
possible to remove/delete certain intercepts and send a disk  
containing only those intercepts.

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

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

~~SECRET~~

May 3, 2005

BY COURIER

Mr. James Langdon  
Chairman  
Intelligence Oversight Board  
New Executive Office Building  
Washington, D.C.

DECLASSIFIED BY 65179/DMH/PLJ/sdb  
DN 07-01-2010

Dear Mr. Langdon:

Enclosed for your information is a self-explanatory enclosure entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Division, 2005-143."

b2  
b7E

This enclosure sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General's 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

b6  
b7C

- 1 - Ms. Thomas
- 1 - [redacted]
- 1 - [redacted]

① - 278-HQ-C1229736-VIO - 866

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

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

- 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 \_\_\_\_\_

Hofmann-IOB-495



~~SECRET~~

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 R. 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

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

Hofmann-IOB-496

DATE: 07-01-2018  
CLASSIFIED BY 65179/DMH/PLJ/sdb  
REASON: 1.4 (c)  
DECLASSIFY ON: 07-01-2035

~~SECRET~~

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE

(S)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER  
[REDACTED] DIVISION AT [REDACTED] RA  
2005-143 (U)

b2  
b7E

Investigation of this IOB matter has determined that, on [REDACTED] became the subject of a [REDACTED]. Furthermore, the submission of the annual Letterhead Memorandum (LHM), although prepared by [REDACTED] Division on [REDACTED], was not forwarded to the National Security Law Branch (NSLB) until [REDACTED]. Consequently, the LHM was not disseminated to the Office of Intelligence Policy and Review (OIPR) of the Department of Justice until on or about that date. The administrative error cannot be considered de minimis. ~~(S)~~

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

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

~~SECRET~~

Hofmann-IOB-497

April 25, 2005

BY COURIER

Mr. James Langdon  
Chairman  
Intelligence Oversight Board  
New Executive Office Building  
Washington, D.C.

Dear Mr. Langdon:

Enclosed for your information is a self-explanatory enclosure entitled "Intelligence Oversight Board (IOB) Matter, [redacted] Division, 2005-129."

b2  
b7E

This enclosure sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General's 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 - Ms. Thomas *[initials]*
- 1 - [redacted]
- 1 - [redacted]

b6  
b7C

① - 278-HQ-C1229736-VIO - 868

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

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

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

MAIL ROOM

Hofmann-IOB-498

~~SECRET~~

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 R. 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

Hofmann-IOB-499

DATE: 07-01-2010  
CLASSIFIED BY 65179/DNH/PLJ/sdb  
REASON: 1.4 (c)  
DECLASSIFY ON: 07-01-2035

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE

~~SECRET~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[REDACTED] DIVISION  
2005-129 (U)

b2  
b7E

(S)

(S)

(S)

(S)

Investigation of this IOB matter has determined that, on [REDACTED], the [REDACTED] line associated with the residence of [REDACTED] [REDACTED] was unable to initiate an interception of the targeted [REDACTED] until [REDACTED]. On [REDACTED] [REDACTED] discontinued [REDACTED] to [REDACTED] residence. The [REDACTED] Division did not receive any of the monitored data information until [REDACTED] due to technical problems experienced by [REDACTED]. After receiving and reviewing the data information, the [REDACTED] Division discovered that [REDACTED] provided data packets dated [REDACTED] through [REDACTED]. This data could not have pertained to [REDACTED] since that line was disconnected on [REDACTED]. Unknown to the [REDACTED] Division at the time, [REDACTED] had reassigned the targeted [REDACTED]. The [REDACTED] Division sealed the unauthorized data information and immediately contacted [REDACTED] and [REDACTED] security personnel. Upon notification both [REDACTED] and [REDACTED] cut off the unauthorized [REDACTED]. The matter was then reported as a potential IOB violation (S).

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b7E

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

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

~~SECRET~~

Hofmann-IOB-500

~~SECRET~~

May 18, 2005

BY COURIER

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

Dear Mr. Langdon:

This letter forwards for your information a self-explanatory enclosure entitled "SSA [redacted] SA [redacted] Intelligence Oversight Board Matter 2005-151." (U)

b6  
b7C

The enclosure sets forth details of investigative activity which the FBI 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 that govern FBI foreign counterintelligence and international terrorism investigations. (U)

Enclosure

1 - Mrs. Thomas

b6  
b7C

1 - [redacted]

1 - 278-HQ-C1229736-VIO-873

~~UNCLASSIFIED WHEN DETACHED  
FROM CLASSIFIED ENCLOSURE~~

~~Derived from: G-3~~

~~Declassify on: X1~~

- 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 \_\_\_\_\_

- 1 - Hofmann-IOB-501

~~SECRET~~

~~SECRET~~

Mr. James Lan

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 E. Thomas  
Deputy General Counsel

- 1 - The Honorable Antonio R. Gonzalez  
Attorney General  
U.S. Department of Justice  
Room 5111
- 1 - James A. Baker  
Counsel  
Office of Intelligence Policy and Review  
U.S. Department of Justice  
Room 6150

**APPROVED:**

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

Hofmann-IOB-502

~~SECRET~~

~~SECRET~~

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE

Mr. James Lan

INTELLIGENCE OVERSIGHT BOARD MATTER  
[REDACTED] DIVISION  
FEDERAL BUREAU OF INVESTIGATION HEADQUARTERS  
IOB MATTER 2005-151 (U)

b2  
b7E

(S) ~~(S)~~ As reported by the [REDACTED] Division [REDACTED]  
in the first referenced [REDACTED] the  
(S) following events occurred in FBI [REDACTED] investigation  
[REDACTED] The subject [REDACTED]  
(S) [REDACTED] a naturalized U.S. person.

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b7C  
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(S) ~~(S)~~ On [REDACTED]  
[REDACTED]  
(S) [REDACTED]  
(S) [REDACTED] computer.

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(S) Per the Order, authorization for this collection expired on  
3:00 p.m., [REDACTED]

(S) ~~(S)~~ Subsequently, on [REDACTED] issued a  
[REDACTED]. This  
order [REDACTED]  
(i.e. the [REDACTED]  
[REDACTED]s computer, and expired on [REDACTED]

b1  
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b7C  
b7E

(U) ~~(S)~~ To initiate [REDACTED] collection, [REDACTED]  
reports that [REDACTED] secure faxed a copy of the Second Order  
to the [REDACTED]. According to  
[REDACTED] reviewed the Second Order and configured  
the collection system. Since [REDACTED] did not report any  
ambiguity with the Second Order, and because the case agent  
understood that [REDACTED] had its counsel review the Second  
Order, SA [REDACTED] had no reason to expect anything other  
than the authorized [REDACTED] information was to be  
collected. [REDACTED] reports that collection per the  
Second Order began on [REDACTED].

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(U) ~~(S)~~ Although the intercept began on [REDACTED], SA  
[REDACTED] did not attempt to access the intercepted data  
until [REDACTED]

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~~Derived From: G3  
Declassify On: 25X1~~

Hofmann-IOB-503

~~SECRET~~



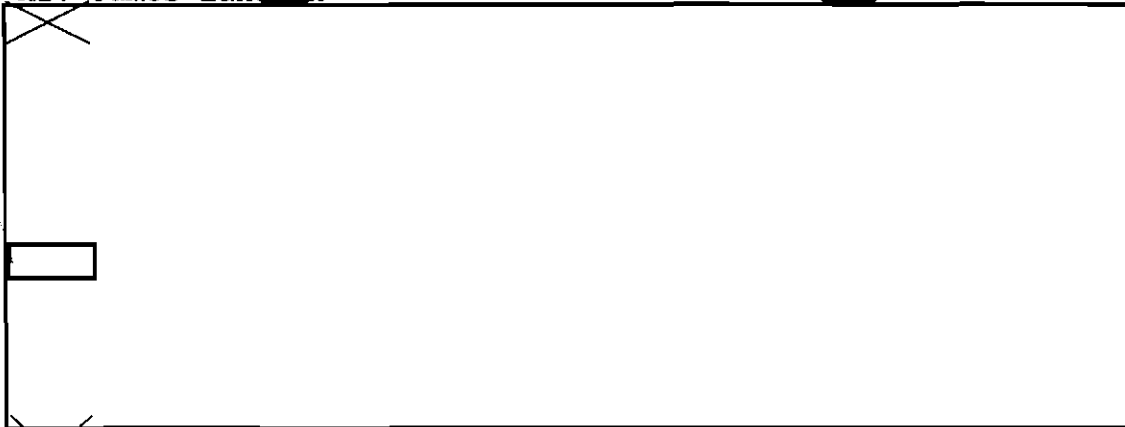
~~SECRET~~

Mr. James Lan

(S)

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(U)



(U)

(S) The following week, SA [redacted] and SA [redacted] obtained a copy of the Second Order and confirmed that it only authorized collection of [redacted] information. This solidified SA [redacted]'s and SA [redacted]'s suspicions that the collection protocol was improperly configured.

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(U)

(S) On [redacted], SA [redacted] and SA [redacted] notified [redacted] that unauthorized information was being collected. [redacted] reported that on [redacted] [redacted] agreed that the Second Order did not authorize the collection of the routing information. Consequently, the collection system was shut down at 2:02 p.m., [redacted]

(U)

(S) As noted, immediately after recognizing that the collection system, as originally misconfigured, was collecting more information than was authorized, SA [redacted] stopped accessing the improperly collected material. Moreover, at no time was this information used or reviewed.

b6  
b7C

(U)

(S) On [redacted], a CD-ROM of the collected information was made, and the information was purged from the collection system. The CD-ROM was provided to [redacted] to be filed with [redacted] on or about [redacted] [redacted] forwarded the CD-ROM to [redacted] via [redacted].

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(S)

(S) According to the second referenced EC, the [redacted] [redacted] determined that this was an IOB violation, and that [redacted] would comply with IOB reporting requirements.

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(S) As noted, in this instance, the Second Order authorized the collection of [redacted] information from [redacted] computer. However, as a result of the way the collection system was misconfigured there was unauthorized

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Hofmann-IOB-504

~~SECRET~~

DECLASSIFIED BY 65179/DMH/PLJ/sdb  
ON 07-01-2010

June 20, 2005

BY COURIER

Mr. James Langdon  
Chairman  
Intelligence Oversight Board  
New Executive Office Building  
Washington, D.C.

Dear Mr. Langdon:

Enclosed for your information is a self-explanatory enclosure entitled "Intelligence Oversight Board (IOB) Matter, [redacted] [redacted] Division, 2005-157."

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This enclosure sets forth details of investigative activity which the FBI has determined was conducted contrary to the Attorney General's 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 - Ms. Thomas

b6  
b7C

1 - [redacted]

1 - 278-HQ-C1229736-VIO-875

~~UNCLASSIFIED WHEN  
DETACHED FROM  
CLASSIFIED ENCLOSURE~~

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

~~Derived from : FBI G-3  
Declassify on: February 17, 2030~~

~~SECRET~~

Hofmann-IOB-505

MAIL ROOM

~~SECRET~~

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. (U)

Sincerely,

Julie F. Thomas  
Deputy General Counsel

- 1 - The Honorable Alberto R. 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

- 2 -

~~SECRET~~

Hofmann-IOB-506

DATE: 07-01-2010

CLASSIFIED BY 65179/DMH/PLJ/sd

REASON: 1.4 (c)

DECLASSIFY ON: 07-01-2035

~~SECRET~~

INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE

Mr. James Langdon

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[redacted] DIVISION

2005-157 (U)

(S)

b2  
b7E

(S) Investigation of this IOB matter has determined that,  
on [redacted] the [redacted]

[redacted] including [redacted] used by [redacted]  
[redacted] a United States person. Authorization for continued  
[redacted] was renewed on [redacted] and then  
again on [redacted]. The Order on [redacted]

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(S) [redacted] On [redacted]  
[redacted] the [redacted]

[redacted] include [redacted]  
[redacted] The Government did not seek renewal for this  
number because the lack of relevant information collected during  
the previous surveillance.

On [redacted] the [redacted]  
[redacted] the unit responsible for administering the  
[redacted] was informed that the [redacted]  
[redacted], however, they were not informed of the  
exclusion of [redacted] from the Order. Consequently,  
[redacted] of [redacted] continued until  
on or about [redacted] when an actual copy of the [redacted]  
[redacted] Order was e-mailed to the [redacted] branch. Only then was it  
realized that [redacted] was not authorized in the  
renewal. All [redacted] immediately  
ceased. The original [redacted] containing the unauthorized  
intercepts have been forwarded to [redacted] along with a forwarding  
letter to Office of Intelligence and Policy Review.

b2  
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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~~

Hofmann-IOB-507