

~~SECRET~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[REDACTED] FIELD OFFICE
IOB MATTER 2007-1558 [REDACTED] (U)

b2
b7E

(U)

(S) During a [REDACTED]
of a U.S. person, [REDACTED] issued an NSL under [REDACTED]
[REDACTED] to a [REDACTED] [REDACTED] requested

b2
b7E

[REDACTED]

(U) In this case, an error was committed by [REDACTED] when
it requested [REDACTED] in its NSL. [REDACTED]
[REDACTED] does not allow the FBI to request such
information.

b2
b7E

(U) [REDACTED] has been instructed to redact from all
documents any [REDACTED] that it received due to the [REDACTED]
NSL.

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b7E

DECLASSIFIED BY 65179/DMH/PLJ/adb
ON 07-08-2010

Hofmann-IOB-3577

~~SECRET~~

(U)

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT: [redacted]

DATE OF REPORT TO IOB: 1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/24/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

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POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation: [redacted])

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
- Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
- Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

~~SECRET~~

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD OFFICE
IOB MATTER 2007-1559-[REDACTED] (U)

b2
b7E

(S) During a [REDACTED]
of a U.S. person, [REDACTED] issued an NSL under [REDACTED]
[REDACTED] to a [REDACTED] [REDACTED] requested

b2
b7E

[REDACTED]

(U) In this case, an error was committed by [REDACTED] when
it requested [REDACTED] in its NSL. The [REDACTED]
[REDACTED] does not allow the FBI
to request such information.

b2
b7E

(U) [REDACTED] has been instructed to redact from all
documents any [REDACTED] that it received due to the [REDACTED]
NSL.

b2
b7E

DECLASSIFIED BY 65179/DMH/PLJ/sdb
ON 07-08-2010.

Hofmann-IOB-3579

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IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: 1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/24/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

b2
b7E

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section:)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation:)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation:)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

~~SECRET~~

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[redacted] FIELD OFFICE
IOB MATTER 2007-1536 [redacted] (U)

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b7E

(S) During a [redacted]
of a U.S. person, [redacted] issued an NSL under [redacted]
[redacted] to a [redacted] [redacted] requested

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b7E

[redacted]

(U) In this case, an error was committed by [redacted] when
it requested [redacted] in its NSL. [redacted]
[redacted] does not allow the FBI to request such
information.

b2
b7E

(U) [redacted] has been instructed to redact from all
documents any [redacted] that it received due to the [redacted]
NSL.

b2
b7E

Hofmann-IOB-3581

~~SECRET~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: 1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/24/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

b2
b7E

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section:)

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
- Other (EO citation:)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
- Other (Presidential Directive citation:)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

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INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

(U)

[REDACTED] FIELD OFFICE
IOB MATTER 2007-1569 [REDACTED] (U)

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b7E

(S) During a [REDACTED] of a U.S. person, [REDACTED] issued a National Security Letter (NSL) under [REDACTED] to a [REDACTED] [REDACTED] requested [REDACTED]

[REDACTED] In response to the NSL, the [REDACTED] produced a [REDACTED] about the target that was not requested in the NSL. [REDACTED] forwarded the [REDACTED] to a [REDACTED] analyst in the [REDACTED] at FBI Headquarters. The [REDACTED] analyst subsequently returned the [REDACTED] to [REDACTED]

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(U) In this case, an error was committed by [REDACTED] when it disseminated the [REDACTED] by sending it to [REDACTED]

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b7E

(U) [REDACTED] has been instructed to contact the [REDACTED] and ask whether the [REDACTED] should be returned or destroyed, with appropriate documentation to the file. [REDACTED] has also been instructed to confirm that none of the over-produced information was included in the report prepared by the [REDACTED] analyst. If any over-produced information was included, then [REDACTED] has been instructed to redact it from all ACS and hard copies of the report.

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Hofmann-IOB-3583

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IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: 1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/27/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

b2
b7E

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section:)

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
- Other (EO citation:)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
- Other (Presidential Directive citation:)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3584

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DECLASSIFIED BY 65179/DMH/PLJ/sdb
ON 07-08-2010

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[redacted] FIELD OFFICE
IOB MATTER 2007-1887-[redacted] (U)

b2
b7E

(S) During an authorized [redacted] of a U.S. person, [redacted] sent a National Security Letter (NSL) to a [redacted] seeking [redacted]. In response to the NSL, the [redacted] report, which included information that was not requested in the NSL. [redacted] subsequently inserted information from the [redacted] regarding [redacted] into a letterhead memorandum (LHM) that was sent to other government agencies.

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b7E

(U) In this case, an error was committed by [redacted] when it compounded the third party error by disseminating the over-produced information to other government agencies.

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b7E

(U) [redacted] has been instructed to contact the [redacted] and ask whether the [redacted] should be returned or destroyed, with appropriate documentation to the file. [redacted] has also been instructed to contact the other government agencies that received the LHM and instruct them to purge the over-produced information from their files.

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Hofmann-IOB-3585

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IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: 1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 03/14/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

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b7E

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
- Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
- Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3586

~~SECRET~~

DECLASSIFIED BY 65179/DMH/PLJ/sdb
ON 07-08-2010

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[redacted] FIELD OFFICE
IOB MATTER 2007-1575 [redacted] (U)

b2
b7E

(S) During a [redacted] of a
U.S. person, [redacted] issued a [redacted]
[redacted] National Security Letter (NSL) to a [redacted]

[redacted] requested [redacted]

[redacted] (Emphasis in original.)

[redacted]

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[redacted] All of the un-redacted information on the
[redacted] was either [redacted] information under
[redacted] or [redacted] information under [redacted]

(U) In this case, an error was committed by the case agent
when he/she requested a [redacted] for an authorized
[redacted] investigation that did not have an

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(U) Because [redacted] NSL included the proper
certification under both [redacted] for the
information produced by the [redacted]
has not been instructed to return or redact any of the
information that it received.

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Hofmann-IOB-3587

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Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: 1/3/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/23/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

b2
b7E

STATUTE (United States Code Citation)

EISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section:)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation:)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation:)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

~~SECRET~~

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD OFFICE
IOB MATTER 2007-1561-[REDACTED] (U)

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b7E

(S) During a [REDACTED] of a
U.S. person, [REDACTED] issued an NSL under [REDACTED] to
[REDACTED] requested [REDACTED]

b2
b7E

(U) In this case, an error was committed by [REDACTED] when
it requested [REDACTED] in its NSL. The [REDACTED]
[REDACTED] does not allow the FBI
to request such information.

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b7E

(U) [REDACTED] has been instructed to redact from all
documents any account numbers that it received due to the [REDACTED]
NSL.

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b7E

Hofmann-IOB-3589

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IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT: []

DATE OF REPORT TO IOB: 1/24/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/24/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

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b7E

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation: [])

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

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INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[redacted] FIELD OFFICE
IOB MATTER 2007-3057 (U)

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The Federal Bureau of Investigation ("FBI") has determined that while conducting a [redacted] of a United States person, the FBI [redacted] Field Office [redacted] seemingly requested more information than specifically authorized under the [redacted] specifically [redacted] (S)

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On 6/1/2007, [redacted] prepared and issued a national security letter (NSL) for [redacted] consistent with [redacted]. However, in addition to the NSL, [redacted] appended an "Attachment" document listing categories of information, with the following guidance to [redacted] " you

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[redacted]

In response, [redacted]

[redacted]

The overproduction was discovered by the Case Agent when reviewing the results; they were segregated from the investigative portion of the case file to avoid compounding an overproduction concerns. It is noted that the additional information provided is consistent with [redacted] which is authorized to be acquired by the FBI under [redacted]. As such, [redacted] has been advised to issue a curative NSL enabling the return of this relevant information to the case file. (U)

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b7E

While [redacted] "Attachment" to [redacted] NSLs has only recently been discovered in limited instances, [redacted] has been advised to stop the practice. [redacted] has further been advised to rely on the model NSLs prepared by FBI, Office of General Counsel, to assist in preventing similar issues in the future. (U)

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~~Derived from: G-3~~

~~Declassify on: 10/20/2017~~

Hofmann-IOB-3591

IOB SUMMARY SHEET
2007-3057

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT: []

DATE OF REPORT TO IOB: 1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 07/26/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

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b7E

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

- FISA (50 U.S.C. 1801)
- Other (U.S.C. citation: [])

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
- Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
- Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

~~SECRET~~

(U)

INTELLIGENCE OVERSIGHT BOARD MATTER
[redacted] FIELD OFFICE
IOB MATTER 2007-1705 (U)

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(U)

(S) A [redacted] was initiated on
a U.S. person [redacted] on [redacted]. The [redacted] was
[redacted] with an [redacted]

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(S) On [redacted] during the authorized period of
investigation, the case agent sought and received SAC approval to
conduct [redacted]. See [redacted]

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[redacted] was initiated on [redacted] Id. Due to an
oversight, however, the [redacted] continued for eleven (11) days
after the case was allowed to expire on [redacted]. After
discovering the error, the case agent referred the matter to NSLB
as a potential IOB matter.

(U)

(S) As the case involved a lapsed [redacted] NSLB's analysis
focused upon the investigative tools available under [redacted]
[redacted] as set forth in The Attorney General's Guidelines for
FBI National Security Investigations and Foreign Intelligence
Collection (NSIG), effective 10/31/2003. After concluding that
[redacted]

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that the matter was reportable. This memorandum therefore
constitutes notice by the FBI of the reportable violation.

DECLASSIFIED BY 65179/DNH/PLJ/sdb
ON 07-12-2010

Hofmann-IOB-3593

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IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4/15 2007

DATE OF INCIDENT: [REDACTED]

DATE OF REPORT TO IOB: 10/2007 1/31/2008

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DATE OF REPORT TO DEPARTMENT/AGENCY: 05/15/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

___ FISA (50 U.S.C. 1801)

___ Other (U.S.C. citation: _____)

EXECUTIVE ORDER 12333:

___ Section 2.3 collection & dissemination of USP info

___ Section 2.4 preamble: least intrusive collection

___ Section 2.4(a) CIA electronic surveillance w/in US

___ Section 2.4(b) unconsented physical search w/in US

___ Section 2.4(c) physical surveillance of USP w/in US

___ Section 2.4(d) physical surveillance of USP abroad

___ Section 2.5 AG approval w/in US or against USP abroad

___ Section 2.6 assistance to law enforcement

___ Section 2.7 contracting

___ Section 2.9 undisclosed participation

___ Section 2.10 human experimentation

___ Section 2.11 prohibition on assassination

___ Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section: [REDACTED])

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b7E

OTHER EXECUTIVE ORDER (SPECIFY)

___ Creation of unauthorized SAP (EO 12958, as amended)

___ Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

___ COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

___ Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Notification to IOB

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3594

~~SECRET~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] DIVISION
IOB MATTER 2007-2209NSL (U)

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b7E

(U) By electronic communication ("EC") dated August 22, 2007, the [REDACTED] [REDACTED] reported a potential IOB error in conjunction with its [REDACTED] of a United States Person.

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(U)

(S) On January 13, 2005, [REDACTED] issued a proper National Security Letter ("NSL") to a [REDACTED] [REDACTED] the target of an authorized [REDACTED] investigation. In addition to responsive documents, the [REDACTED] provided records starting from [REDACTED] [REDACTED] did not sequester this overproduction until after [REDACTED] when it was discovered during the NSL audit.

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(U) Pursuant to the July 31, 2007 instructions from the IOB, the FBI is reporting this matter because the uploading of the over-produced information constitutes a compounding of the third party [REDACTED] error, even if the data was subsequently sequestered.

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b7E

(U) [REDACTED] has been instructed to contact the [REDACTED] and ask whether the unintentionally acquired information should be returned or destroyed, with appropriate documentation to the file. If [REDACTED] deems the [REDACTED] information to be relevant, it has the option to issue a curative NSL requesting the [REDACTED] information, provided the investigation remains open. However, the information should remain sequestered with the Chief Division Counsel ("CDC") until either a new NSL is served or the [REDACTED] [REDACTED] is destroyed or returned.

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b7E

Hofmann-IOB-3595

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IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT: [REDACTED]

DATE OF REPORT TO IOB: 1/7/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 08/22/07

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

b2
b7E

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation: [REDACTED])

EXECUTIVE ORDER 13333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
- Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
- Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Return or destroy

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3596

~~SECRET~~

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[redacted] FIELD OFFICE
IOB MATTER 2007-832 [redacted] (U)

b2
b7E

(S) During an [redacted]
[redacted] of a U.S. person, [redacted] sent a National Security
Letter (NSL) to a [redacted] seeking [redacted]
[redacted]
requested [redacted]

b2
b7E

[redacted] In response to the NSL, the [redacted]
[redacted] produced a [redacted] which included
information that was not requested in the NSL. [redacted]
subsequently summarized the [redacted] in an EC that was
uploaded onto ACS.

b2
b7E

(U) In this case, an error was committed by [redacted] when it
compounded the third party error by uploading the over-produced
information onto ACS.

(U) [redacted] has been instructed to permanently charge-out
from ACS the EC summarizing the [redacted] and destroy any
hard copies of the EC. [redacted] has also been instructed to
contact the [redacted] and ask whether the [redacted]
[redacted] should be returned or destroyed, with appropriate
documentation to the file.

b2
b7E

Hofmann-IOB-3597

~~SECRET~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: 1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 03/09/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

b2
b7E

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section:)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation:)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation:)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

~~SECRET//20171129~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

b2
b7E

[redacted] DIVISION

IOB MATTER 2007-1833 [redacted] (U)

(U)

(S) During an [redacted] of a U.S. person, the [redacted] Division sent a National Security Letter (NSL) to a [redacted] seeking [redacted]

b2
b7E

[redacted] In response, [redacted] provided a [redacted]

(U)

(S) Based on the information contained in the [redacted], including the subject's [redacted], issued a subsequent NSL to a [redacted]

b2
b7E

(U) In this case, an error on the part of the [redacted] resulted in the unintentional acquisition of information. In response to a proper and legal NSL requesting [redacted], the [redacted] However, [redacted] compounded the error by using the subject's [redacted] in a subsequent NSL.

b2
b7E

(U) It should be noted, however, that [redacted] would have issued the subsequent NSL regardless of the information obtained via the first NSL and only used the subject's [redacted] to narrow the scope of the second NSL. Moreover, the [redacted] was subsequently provided by the financial [redacted] in response to the second NSL.

b2
b7E

(U) [redacted] did not upload the [redacted] into any FBI database. [redacted] has been advised to contact the [redacted] to determine whether the overproduction should be returned or destroyed.

b2
b7E

~~Derived From : G-3
Declassify On: 11/29/2017~~

Hofmann-IOB-3599

~~SECRET//20171129~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 1st Q FY08 ~~4/16~~ 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: ~~12/31/2007~~ 1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 03/16/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office): N/A

POSSIBLE VIOLATION OF:

b2
b7E

STATUTE (United States Code Citation)

- FISA (50 U.S.C. 1801)
- Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
- Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
- Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Field office did not upload information and advised to contact to determine if it should be returned or destroyed.

b2
b7E

*DATE OF FINAL DISPOSITION: 11/29/2007

DATE: 07-08-2010
CLASSIFIED BY 65179/DMH/PLJ/sdb
REASON: 1.4 (c, d)
DECLASSIFY ON: 07-08-2035

~~SECRET//20171231~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] DIVISION,
IOB MATTER 2007-1115 (U)

b2
b7E

(S)

(U) The Federal Bureau of Investigation ("FBI") has determined that in conducting a [REDACTED] on unknown non-US Persons, the FBI failed to submit the required notice to the Office of Intelligence Policy and Review (OIPR).

b2
b2
b7E

(S) On [REDACTED] [REDACTED] opened a [REDACTED] [REDACTED] on unknown members of [REDACTED]. The Attorney General guidelines at the time did not require Division Offices to notify the OIPR of non-US person investigations. However, pursuant to The Attorney General's Guidelines for FBI National Security Investigations and Foreign Intelligence Collection (NSIG), which took effect on October 31, 2003, this investigation requires OIPR notification. FBI Headquarters provided interim implementing guidance providing Divisions two months to report [REDACTED] on all open [REDACTED] [REDACTED] opened prior to [REDACTED].

b1
b2
b6
b7C
b7E

(U)

(S) A review of this casefile on [REDACTED] revealed that [REDACTED] failed to properly notify OIPR. When the mistake was realized, [REDACTED] immediately drafted a report in order to comply with case reporting requirements. In light of the fact that OIPR was not notified of the investigation until more than [REDACTED] after the requirement, OGC concludes that this delay in filing the notice was sufficiently great so as to deprive OIPR of the opportunity to provide oversight of the investigation. Thus, the matter is being reported to the IOB.

b2
b7E

~~Derived from: G-3
Declassify on: 12/31/2017~~

Hofmann-IOB-3601

~~SECRET//20171231~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2008

DATE OF INCIDENT:

DATE OF REPORT TO IOB: December 31, 2007 1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: April 1, 2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

b2
b7E

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation: _____)

EXECUTIVE ORDER 12333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Reported to the IOB

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3602

DATE: 07-08-2010

CLASSIFIED BY 65179/DMH/PLJ/sdb

REASON: 1.4 (c, d)

DECLASSIFY ON: 07-08-2035

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

~~SECRET//20171116~~

b2
b7E

(S)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] DIVISION,
IOB MATTER 2007-1132 (U)

(S)

The Federal Bureau of Investigation ("FBI") has determined that in conducting a investigation of a non-United States person, the FBI failed to submit notice to the Office of Intelligence Policy and Review (OIPR). (U)

In this regard [REDACTED] opened a [REDACTED] on the subject on [REDACTED] to investigate the subject's [REDACTED] due to his employment at [REDACTED] (S)

b1
b2
b7E

(U)

The Attorney General FBI Foreign Intelligence Collection and Foreign Intelligence Investigations in place in December 2002, when this investigation was opened, did not require the field to file notice of investigations opened on non-United States persons. However, the Attorney General's Guidelines for FBI National Security Investigations and Foreign Intelligence Collection (NSIG), dated October 31, 2003 provides that "In addition to the notice concerning the initiation of investigations required [REDACTED]

b2
b7E

[REDACTED] Interim Policy Guidance reflecting the NSIG was sent to FBI Divisions in 2003 instructing them to report all investigations opened prior to 10/31/2003 without regard to the status of the subject. [REDACTED] failed to provide any notice about this investigation. (S)

In this case, [REDACTED] did not provide the required report. In light of the fact that OIPR did not receive notification of this investigation at all during the time it was open, OGC concludes that this lack of notice deprived OIPR of the opportunity to provide oversight of the investigation. Thus, the matter is being reported to the IOB. (U)

b2
b7E

~~Derived from: G-3
Declassify on: 11/16/2017.~~

Hofmann-IOB-3603

~~SECRET//20171116~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT: 1 March 2004

DATE OF REPORT TO IOB: 1/31/2007

DATE OF REPORT TO DEPARTMENT/AGENCY: 4/3/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

___ FISA (50 U.S.C. 1801)

___ Other (U.S.C. citation: _____)

EXECUTIVE ORDER 12333:

___ Section 2.3 collection & dissemination of USP info

___ Section 2.4 preamble: least intrusive collection

___ Section 2.4(a) CIA electronic surveillance w/in US

___ Section 2.4(b) unconsented physical search w/in US

___ Section 2.4(c) physical surveillance of USP w/in US

___ Section 2.4(d) physical surveillance of USP abroad

___ Section 2.5 AG approval w/in US or against USP abroad

___ Section 2.6 assistance to law enforcement

___ Section 2.7 contracting

___ Section 2.9 undisclosed participation

___ Section 2.10 human experimentation

___ Section 2.11 prohibition on assassination

___ Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Attorney General Guidelines, FBI National Security Investigations and Foreign Intelligence Collection (NSIC)

b2
b7E

OTHER EXECUTIVE ORDER (SPECIFY)

___ Creation of unauthorized SAP (EO 12958, as amended)

___ Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

___ COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

___ Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3604

~~SECRET//20171029~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD OFFICE
IOB MATTER 2007-3376 (U)

b2
b7E

(U) The [REDACTED] Field Office of the Federal Bureau of Investigation has reported an error in conjunction with an investigation of that division. In this regard, an NSL sought [REDACTED] response [REDACTED] included [REDACTED] that had been requested. These records had been uploaded into an FBI database (ACS), but were subsequently deleted. But because they were uploaded, this matter must be reported.

b2
b7E

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

~~Derived from : G-3
Declassify on: October 29, 2017~~

~~SECRET//20171029~~

Hofmann-IOB-3605

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: 1/31/2007

DATE OF REPORT TO DEPARTMENT/AGENCY: 9/11/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

b2
b7E

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 13333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section:)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3606

~~SECRET//20171217~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] DIVISION,
IOB MATTER 2007-1134(U)

b2
b7E

(U)

~~(S)~~ The Federal Bureau of Investigation ("FBI") has determined that during a [REDACTED] of a non-U.S. person, the FBI failed to submit the required ten day opening notice and did not provide the annual LHMs to the Office of Intelligence Policy and Review (OIPR).

b2
b7E

(U)

~~(S)~~ [REDACTED] instituted a [REDACTED]. The Attorney General's Guidelines for FBI National Security Investigations and Foreign Intelligence Collection (NSIG) instituted on 10/31/2003 required all investigations to be reported to OIPR, without distinction about United States Person status. [REDACTED] or an annual LHM [REDACTED] before this case closed. As such, OIPR never had oversight of this investigation.

b2
b7E

(U)

~~(S)~~ [REDACTED] of the NSIG, [REDACTED]

b2
b7E

In light of the fact that OIPR was not notified of this investigation at all during the time it was open, OGC concludes that this lack of notice deprived OIPR of the opportunity to provide oversight of the investigation. Thus, the matter is being reported to the IOB.

Hofmann-IOB-3607

~~Derived from: G-3
Declassify on: 12/17/2017~~

~~SECRET//20171217~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: ~~December 31, 2007~~

b2
b7E

1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: April 2, 2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation: _____)

EXECUTIVE ORDER 12333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Reported to the IOB

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3608

~~SECRET//20171204~~

(U) INTELLIGENCE OVERSIGHT BOARD MATTER
[redacted] DIVISION
IOB MATTERS4 2007-3133 and 2007-3423 (U)

b2
b7E

(S) On 05/23/2007 and 08/27/2007 the Federal Bureau of Investigation (FBI), [redacted] Division [redacted] reported two potential Intelligence Oversight Board (IOB) violations involving the late notification of two [redacted] to the Department of Justice's Office of Intelligence Policy and Review (OIPR).

b2
b7E

(S) [redacted] opened the following [redacted]

(U)

[redacted]
[redacted] In order to comply with the NSIG interim guidance on [redacted] should have submitted a summary LHM to FBIHQ for OIPR on [redacted] However, this summary was not provided until [redacted]

b2
b7E

[redacted] Also, no Annual LHMs were submitted for [redacted]

[redacted] In order to comply with the NSIG interim guidance on [redacted] should have submitted a summary LHM to FBIHQ for OIPR on [redacted] However, this summary was not provided until [redacted]

b2
b7E

[redacted] Also, no Annual LHMs were submitted for [redacted]

(U)

(S) [redacted]
[redacted]
[redacted]
[redacted]

b2
b7E

[redacted] Prior to this change, the [redacted] did not have to adhere to the Attorney General's National Security Guidelines because they were considered criminal investigations.

~~Derived From: G-3~~
~~Declassify On: 12/04/2017~~

~~SECRET//20171204~~

(U)

~~SECRET//20171204~~

(S) During this same time period, the NSIG was implemented, and on 12/23/2003 the FBIHQ's Counterterrorism and Counterintelligence Investigations Divisions issued interim guidance providing instruction to the field offices on its notice requirements to DOJ/OIPR. According to the interim guidance, national security cases that were open prior to October 31, 2003 were to submit an LHM summary to FBIHQ for transmittal to OIPR by [redacted]

b2
b7E

(U)

(S) As provided in [redacted] of The Attorney General's Guidelines for FBI National Security Investigations and Foreign Intelligence Collection (NSIG), effective 10/31/2003 (NSIG), a "field office shall notify FBI Headquarters [FBIHQ] within ten working days of the initiation by the field of a preliminary or full investigation." After receiving the notice from the field office, FBIHQ shall provide notice to the Office of Intelligence Policy and Review (OIPR) and to the Criminal Division. OIPR shall then notify the Attorney General and Deputy Attorney General.

b2
b7E

(U)

(S) Furthermore, the NSIG provides in pertinent part that in addition to providing OIPR notice of the initiation of the investigation, the FBI shall notify OIPR the Criminal Division at the end of each year a full investigation continues. NSIG, [redacted]

b2
b7E

(U)

(S) The FBI reports that failure to notify OIPR of the investigations in a timely manner "substantially impaired" their oversight of this case. Also, [redacted] failed to provide annual summaries of the investigations in [redacted] Here, notification to OIPR of the [redacted] was not until more than [redacted] [redacted] after they had been converted from [redacted]

~~SECRET//20171204~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT: [redacted]

DATE OF REPORT TO IOB: 12/2007 1/31/2008

b2
b7E

DATE OF REPORT TO DEPARTMENT/AGENCY: 05/23/2007 & 08/27/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

- FISA (50 U.S.C. 1801)
- Other (U.S.C. citation: _____)

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section: [redacted])

[redacted]

b2
b7E

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
- Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
- Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

~~SECRET~~

DECLASSIFIED BY 65179/DMH/PLJ/sdb
ON 07-08-2010

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[REDACTED] FIELD OFFICE
IOB MATTER 2007-3158 [REDACTED] (U)

b2
b7E

(S) During an authorized [REDACTED]
[REDACTED] of a NON-U.S. person, [REDACTED] sent a National
Security Letter (NSL) to a [REDACTED] seeking

b2
b7E

[REDACTED]

response to the NSL, the [REDACTED] produced a [REDACTED]
[REDACTED] which included information that was not requested
in the NSL. [REDACTED] subsequently referenced [REDACTED]
[REDACTED] information in an "annual summary"
electronic communication to FBI Headquarters.

(U) In this case, an error was committed by [REDACTED] when it
compounded the third party error by uploading onto Automated Case
Support (ACS) information regarding the target's [REDACTED]
[REDACTED] information.

b2
b7E

(U) [REDACTED] has been instructed to charge-out from ACS the
EC that contains the above-described information. [REDACTED] has
also been instructed to contact the [REDACTED] and
ask whether the [REDACTED] should be returned or
destroyed, with appropriate documentation to the file.

b2
b7E

Hofmann-IOB-3612

~~SECRET~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: 1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/19/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

b2
b7E

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section:)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation:)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation:)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3613

~~SECRET~~

(S) INTELLIGENCE OVERSIGHT BOARD MATTER
(S) [REDACTED] FIELD OFFICE
(S) IOB MATTER 2007-615 (U)

b2
b7E

(S) [REDACTED]

b1
b2
b7E

(U) [REDACTED]

b2
b7E

(S) [REDACTED]

b1
b2
b7E

(U) (S) Upon review of the recorded information, it was discovered that the [REDACTED] resulting in the acquisition of approximately [REDACTED] [REDACTED] In memoranda to the Department of Justice Office of Intelligence Policy and Review (OIPR), [REDACTED] reported that the [REDACTED] [REDACTED] to OIPR for

b2
b7E

¹A "United States person" is defined in Section 101(i) of the Foreign Intelligence Surveillance Act (FISA), 50 U.S.C. § 1801, *et seq.*, as "a citizen of the United States, an alien lawfully admitted for permanent residence (as defined in section 101(a) (20) of Title 8), an unincorporated association a substantial number of members which are citizens of the United States or aliens lawfully admitted for permanent residence, or a corporation which is incorporated in the United States, but does not include a corporation or an association which is a foreign power. . . ." See also Section I.C of the Attorney General's Guidelines for FBI National Security Investigations and Foreign Intelligence Collection (NSIG) (2003).

(U)

~~SECRET~~

sequestering. See Memorandums to [redacted]
OIPR, from [redacted]
dated [redacted]

b2
b7E

~~(S)~~ This case thus involves a primary error and a
compounding error. The primary error occurred when an

[redacted]

b2
b6
b7C
b7E

[redacted] This error was compounded by the apparent [redacted]
[redacted]

(U)

~~(S)~~ NSLB has opined that this incident is reportable.
Appropriate notifications have been made to OIPR, and this
memorandum is being provided to the IOB for reporting purposes.

~~SECRET~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT: [REDACTED]

DATE OF REPORT TO IOB: ~~10/28/2007~~ 1/31/2008

b2
b7E

DATE OF REPORT TO DEPARTMENT/AGENCY: 12/14/2006

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office): N/A

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

- EISA (50 U.S.C. 1801)
 Other (U.S.C. citation: 18 U.S.C. § 2709)

EXECUTIVE ORDER 13333:

- Section 2.3 collection & dissemination of USP info
 Section 2.4 preamble: least intrusive collection
 Section 2.4(a) CIA electronic surveillance w/in US
 Section 2.4(b) unconsented physical search w/in US
 Section 2.4(c) physical surveillance of USP w/in US
 Section 2.4(d) physical surveillance of USP abroad
 Section 2.5 AG approval w/in US or against USP abroad
 Section 2.6 assistance to law enforcement
 Section 2.7 contracting
 Section 2.9 undisclosed participation
 Section 2.10 human experimentation
 Section 2.11 prohibition on assassination
 Section 2.12 indirect participation
 AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
 Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
 Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: The FBI's Office of the General Counsel (OGC) advised [REDACTED]

b2
b5
b7E

*DATE OF FINAL DISPOSITION: 10/28/2007

Hofmann-IOB-3616

~~SECRET//20171106~~

INTELLIGENCE OVERSIGHT BOARD MATTER

[REDACTED] DIVISION
IOB MATTER 2007-3040 (U)

b2
b7E

(U)

(S) An electronic communication (EC) from the Federal Bureau of Investigation (FBI), [REDACTED] Division [REDACTED], dated 07/19/2007, reported a potential Intelligence Oversight Board (IOB) violation involving the late notification of initiation of a [REDACTED] to OIPR.

b2
b7E

(U)

(S) On [REDACTED] on a non-U.S. person target. The [REDACTED] expired on [REDACTED] the SAC extended the case on [REDACTED] and FBI HQ extended the [REDACTED] on [REDACTED]. No investigative activity not authorized under a [REDACTED] occurred during the lapse periods of [REDACTED].

b2
b7E

(U)

On [REDACTED] the case was closed. No EC or LHM was submitted to FBI HQ in order to notify the Department of Justice Office of Intelligence Policy Review (OIPR) until [REDACTED] more than [REDACTED]. Subsequently, on [REDACTED] submitted an LHM to OIPR notifying them of the continuation of the [REDACTED] after the [REDACTED].

(S) As provided in [REDACTED] of The Attorney General's Guidelines for FBI National Security Investigations and Foreign Intelligence Collection (NSIG), effective 10/31/2003 (NSIG), a "field office shall notify FBI Headquarters [FBIHQ] within ten working days of the initiation by the field of a preliminary or full investigation." After receiving the notice from the field office, FBIHQ shall provide notice to the Office of Intelligence Policy and Review (OIPR) and to the Criminal Division. OIPR shall then notify the Attorney General and Deputy Attorney General.

b2
b7E

(U)

(S) The FBI reports that failure to notify OIPR of the investigation in a timely manner "substantially impaired" their oversight of this case. Here, an opening EC and LHM was never submitted to FBIHQ to provide OIPR notice of the [REDACTED] until more than [REDACTED] after it had been opened.

b2
b7E

~~SECRET//20171106~~

Hofmann-IOB-3617

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 07-08-2010 BY 65179/DMH/PLJ/sdb IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT: [redacted]

DATE OF REPORT TO IOB: 10/2007 1/31/2009

b2
b7E

DATE OF REPORT TO DEPARTMENT/AGENCY: 07/19/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation: _____)

EXECUTIVE ORDER 12333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section: [redacted])

b2
b7E

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

~~SECRET//20171112~~

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD OFFICE
IOB MATTER 2007-925NSL (U)

b2
b7E

(S) By electronic communication dated [REDACTED] the Federal Bureau of Investigation (FBI), [REDACTED] Field Office, reported that a [REDACTED] on a non-United States Person was initiated on [REDACTED] and closed on [REDACTED]. [REDACTED] [REDACTED] never submitted an initial 10-day letterhead memorandum.

b2
b7E

(U)

(S) As provided in [REDACTED] of The Attorney General's Guidelines for FBI National Security Investigations and Foreign Intelligence Collection (NSIG), effective October 31, 2003, a "field office shall notify FBI Headquarters (FBIHQ) within ten working days of the initiation by the field of a [REDACTED]. Within ten working days of receipt of notice from the field, FBIHQ shall provide notice of the investigation to OIPR and to the Criminal Division. OIPR shall then notify the Attorney General and Deputy Attorney General.

b2
b7E

(U)

(S) Under the NSIG, the FBI is required to notify OIPR of the opening of [REDACTED] as outlined above. In this case, [REDACTED] [REDACTED] which may have led [REDACTED] to believe that notification was unnecessary. It is FBI policy, however, to report the matter to the IOB if there is no notification over the entire duration of the investigation, regardless of how short that might be.

b2
b7E

(U)

~~Derived From : G-3
Declassify On: 2017/11/12~~

~~SECRET//20171112~~

Hofmann-IOB-3619

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th Q 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: 1/31/2008

b2
b7E

DATE OF REPORT TO DEPARTMENT/AGENCY: April 5, 2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

- FISA (50 U.S.C. 1801)
 Other (U.S.C. citation: _____)

EXECUTIVE ORDER 13333:

- Section 2.3 collection & dissemination of USP info
 Section 2.4 preamble: least intrusive collection
 Section 2.4(a) CIA electronic surveillance w/in US
 Section 2.4(b) unconsented physical search w/in US
 Section 2.4(c) physical surveillance of USP w/in US
 Section 2.4(d) physical surveillance of USP abroad
 Section 2.5 AG approval w/in US or against USP abroad
 Section 2.6 assistance to law enforcement
 Section 2.7 contracting
 Section 2.9 undisclosed participation
 Section 2.10 human experimentation
 Section 2.11 prohibition on assassination
 Section 2.12 indirect participation
 AG Approved EO 12333 Guidelines (Guidelines name and section:)

b2
b7E

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
 Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
 Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Notified the field office of the NSIG requirements.

*DATE OF FINAL DISPOSITION: November 12, 2007

Hofmann-IOB-3620

(S)

~~SECRET//20171121~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD OFFICE
IOB MATTER 2007-917-NSL (U)

b2
b7E

(S)

The Federal Bureau of Investigation ("FBI") has determined that in conducting an [REDACTED] the [REDACTED] Field Office [REDACTED] issued a subscriber NSL in response to which [REDACTED] returned information about an [REDACTED] to which the subject [REDACTED] and the information was uploaded into a database. In this regard, on or about [REDACTED] opened a [REDACTED] investigation [REDACTED] who is not a "United States person" as that term is used in [REDACTED]. During the course of this investigation, an NSL, dated 01/29/2003 was issued pursuant to the [REDACTED] for subscriber information. [REDACTED] returned information responsive to the request but, in addition, provided information as to an [REDACTED].

b1
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b6
b7C
b7E

(S)

All of the information was uploaded into a database. The [REDACTED] By EC dated 04/05/2007, the potential IOB violation was reported. (S)

The IOB has instructed OGC to report matters in which information [REDACTED] error is uploaded into a database. Thus, this situation is being reported to the IOB. (U)

b2
b7E

~~Derived from: G-3
Declassify on: 11/21/2017~~

~~SECRET//20171121~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI OGC

CY Quarterly Report: 2007 ^{4th Q}

DATE OF INCIDENT: 01/29/03 (issuance of NSLs)

DATE OF REPORT TO IOB: ~~12/30/07~~

1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/05/07

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation: 18 USC 2709)

EXECUTIVE ORDER 13333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Advised field that matter is being reported to IOB; that information uploaded must be purged; that [redacted] should be destroyed or returned to [redacted] SSN/DOB/driver's license number should remain sequestered..

b2
b4
b7D
b7E

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3622

(U)

~~SECRET//20171020~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[redacted] FIELD OFFICE
IOB MATTER 2007-3117 (U)

b2
b7E

The Federal Bureau of Investigation ("FBI") has determined that while conducting a [redacted] of a United States person, the FBI [redacted] Field Office [redacted] seemingly requested more information than specifically authorized under the [redacted]

b2
b7E

On [redacted] prepared and issued a national security letter (NSL) for [redacted] consistent with [redacted]. However, in addition to the NSL, [redacted] appended an "Attachment" document listing categories of information, with the following guidance to [redacted]

b2
b7E

[redacted]

In response, [redacted] provided [redacted] information. They also supplied [redacted] information that pre-dated the date range provided in the NSL. The overproduction was discovered by the Case Agent when reviewing the results; they were segregated from the investigative portion of the case file to avoid compounding an overproduction concerns. This information will be destroyed or returned to [redacted] as it is not relevant to the on-going investigation. (U)

b2
b7E

Of concern here is [redacted] "Attachment" to [redacted] NSL. [redacted] has been advised to stop the practice and further encouraged to consult the model NSLs prepared by FBI, Office of General Counsel, to assist in preventing similar issues in the future. (U)

b2
b7E

~~Derived from: G-3
Declassify on: 10/29/2017~~

IOB SUMMARY SHEET
2007-3117

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: 1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 07/26/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

b2
b7E

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section:)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation:)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation:)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3624

~~SECRET~~

DECLASSIFIED BY 65179/DMH/PLJ/sdb
ON 07-08-2010

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[REDACTED] FIELD OFFICE
IOB MATTER 2007-1609 [REDACTED] (U)

b2
b7E

(S) During an authorized [REDACTED]
[REDACTED] of a non-U.S. person [REDACTED] sent a National
Security Letter (NSL) to a [REDACTED] seeking both

[REDACTED]
[REDACTED] In response to the NSL, [REDACTED]
[REDACTED] which included information
that was not requested in the NSL. Subsequently, [REDACTED]
inserted some of the over-produced information in particular
documents that were uploaded and/or used for investigative
purposes. First, [REDACTED] included an [REDACTED] from the

b2
b7E

[REDACTED] in a [REDACTED]
[REDACTED] NSL that was served on the
target's [REDACTED]. Next, [REDACTED] drafted a request for an extension
of [REDACTED] in which it identified the [REDACTED]
at which the target had the [REDACTED] with the
[REDACTED]. Finally, [REDACTED] again mentioned in a request
for a [REDACTED] the [REDACTED] at which the target had the
[REDACTED] with the [REDACTED]

(U) In this case, an error was committed by [REDACTED] when it
compounded the third party error by uploading and using for
investigative purposes some of the over-produced information in
the [REDACTED]

b2
b7E

(U) Given that [REDACTED] ultimately discovered via the [REDACTED]
NSL the target's [REDACTED] and the status of the target's
[REDACTED] [REDACTED] has not been instructed to redact the
over-produced information from the [REDACTED] NSL, the request for
extension of [REDACTED] or the request for a
[REDACTED]. However, [REDACTED] has been instructed to
contact the [REDACTED] and ask whether the full
[REDACTED] should be returned or destroyed, with appropriate
documentation to the file.

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b7E

Hofmann-IOB-3625

~~SECRET~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: 1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 03/19/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

b2
b7E

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least-intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad.

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination.

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section:)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation:)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation:)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

~~SECRET~~

DECLASSIFIED BY 65179/DMH/PLJ/sdb
ON 07-08-2010

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[redacted] FIELD OFFICE
IOB MATTER 2007-802 [redacted] (U)

b2
b7E

(S) During a [redacted] of a non-U.S. person, [redacted] issued two National Security Letters (NSL) under [redacted]. The NSLs requested [redacted].

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b7E

[redacted] Although [redacted] only cited [redacted] it also requested [redacted] at which the target has or had accounts. In response to the NSLs, each [redacted] produced a [redacted] that included information not requested in the NSL. [redacted] drafted and uploaded two (2) separate ECs summarizing the [redacted] information in the [redacted].

b2
b7E

(U) In this case, [redacted] committed an error when it uploaded onto ACS some of the over-produced information from each [redacted]. Such handling of over-produced information is considered compounding a third party error, which must be reported to the IOB.

(U) [redacted] has been instructed to contact the [redacted] and ask whether each respective [redacted] should be returned or destroyed, with appropriate documentation to the appropriate file. [redacted] has been informed that it may, if it chooses, keep copies of the [redacted] provided that all information beyond [redacted] information in the copies is redacted.

b2
b7E

Hofmann-IOB-3627

~~SECRET~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT: [REDACTED]

DATE OF REPORT TO IOB: 1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 03/13/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

b2
b7E

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation: [REDACTED])

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
- Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
- Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3628

~~SECRET~~

DECLASSIFIED BY 65179/DMH/PLJ/sdb
ON 07-08-2010

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD OFFICE
IOB MATTER 2007-799-[REDACTED] (U)

b2
b7E

(S) During a [REDACTED] of a non-U.S. person, [REDACTED] issued a National Security Letter (NSL) under [REDACTED] to a [REDACTED]. The NSL requested [REDACTED]. In response to the NSL, the [REDACTED] provided the [REDACTED] that were associated with the target of the investigation, information that was not requested in the NSL. [REDACTED] did not upload, disseminate, or use for investigative purposes this over-produced information.

b2
b7E

(U)

(S) Subsequently, [REDACTED] issued two (2) additional NSLs under [REDACTED] to two (2) other [REDACTED] requested [REDACTED] produced [REDACTED] including [REDACTED], in response to the NSLs. [REDACTED] later sent [REDACTED] inserted [REDACTED] from the [REDACTED] into the [REDACTED] NSLs, which were uploaded onto ACS.

b2
b7E

(U) In this case, [REDACTED] committed an error when it use for investigative purposes some of the over-produced information. Such handling of over-produced information is considered compounding a third party error, which must be reported to the IOB.

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b7E

(U) [REDACTED] has been instructed to contact all [REDACTED] and ask whether the over-produced information received from each of them, respectively, should be returned or destroyed, with appropriate documentation to the file. [REDACTED] has also been instructed that it may, if it chooses, keep copies of the materials, including the [REDACTED] from the [REDACTED] provided that all over-produced information in the copies is redacted.

b2
b7E

Hofmann-IOB-3629

~~SECRET~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th Q 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: 1/31/08

DATE OF REPORT TO DEPARTMENT/AGENCY: 03/13/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

b2
b7E

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section:)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation:)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation:)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

~~SECRET~~

DECLASSIFIED BY 65179/DMH/PLJ/sdb
ON 07-08-2010

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD OFFICE
IOB MATTER 2007-3380 [REDACTED] (U)

b2
b7E

(S) During a [REDACTED] of a non-U.S. person, [REDACTED] issued to a [REDACTED] a National Security Letter (NSL) under [REDACTED] requesting [REDACTED]. In response to the NSL, the [REDACTED] produced [REDACTED] that included information not requested by the NSL. [REDACTED] subsequently inserted information from the [REDACTED] regarding the target's [REDACTED] in a Letterhead Memorandum (LHM) that was uploaded onto ACS. [REDACTED] has permanently charged out of ACS the LHM and has sequestered hard copies of the LHM with its Chief Division Counsel (CDC).

b2
b7E

(U) In this case, an error was committed by [REDACTED] when it uploaded some of the over-produced information. Such handling of over-produced information is considered compounding a third party error, which must be reported to the IOB.

b2
b7E

(U) With regards to the ACS version of the LHM, [REDACTED] has been instructed to either redact all portions containing the over-produced information or continue to charge it out permanently. [REDACTED] has also been told to redact from hard copies of the LHM all portions containing the over-produced information. In addition, [REDACTED] has been instructed to contact the [REDACTED] and ask whether the original [REDACTED] should be returned or destroyed, with appropriate documentation to the file. Finally, [REDACTED] has been informed that it may, if it chooses, keep a copy of the [REDACTED]. [REDACTED] provided that all over-produced information in the copy is redacted.

b2
b7E

Hofmann-IOB-3631

~~SECRET~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4/4 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: 1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 09/26/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

b2
b7E

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section:)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation:)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation:)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3632

~~SECRET~~

DECLASSIFIED BY 65179/DMH/PLJ/sdb
ON 07-08-2010

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD OFFICE
IOB MATTER 2007-1966-[REDACTED] (U)

b2
b7E

(S) During a [REDACTED] of a non-U.S. person, [REDACTED] issued two (2) National Security Letters (NSL) under [REDACTED] to two (2) [REDACTED] respectively. The first NSL requested [REDACTED]. In response to this NSL, the [REDACTED] produced a [REDACTED] regarding the target of the investigation. [REDACTED] uploaded, disseminated, and used for investigative purposes some of the over-produced information from the [REDACTED].

b2
b7E

(U)

(S) The second NSL issued by [REDACTED] requested [REDACTED] about an [REDACTED]. In response to this NSL, the [REDACTED] provided information pertaining to [REDACTED]. [REDACTED] did not upload, disseminate, or use for investigative purposes any of this over-produced information.

b2
b7E

(U) In this case, an error was committed by [REDACTED] when it uploaded, disseminated, and use for investigative purposes some of the over-produced information. Such handling of over-produced information is considered compounding a third party error, which must be reported to the IOB.

b2
b7E

(U) [REDACTED] has been instructed to redact from any ECs on ACS and any hard copies of ECs in the investigative file any over-produced information from the [REDACTED]. [REDACTED] has also been instructed to retrieve all copies of any documents containing over-produced information that it disseminated outside the [REDACTED]. Finally, [REDACTED] has been instructed to contact both [REDACTED] and [REDACTED] and ask whether the original [REDACTED] and the information pertaining to the [REDACTED] should be returned or destroyed, with appropriate documentation to the file.

b2
b7E

Hofmann-IOB-3633

~~SECRET~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT: (two incidents) [redacted]

DATE OF REPORT TO IOB: 1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/20/2007

b2
b7E

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation: [redacted])

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
- Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
- Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

~~SECRET~~

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[redacted] FIELD OFFICE
IOB MATTER 2007-1537 [redacted] (U)

b2
b7E

(S) During a [redacted] of a
non-U.S. person, [redacted] issued an NSL under [redacted]

[redacted]

b2
b7E

(U) In this case, an error was committed by [redacted] when
it requested [redacted] in its NSL. [redacted]
[redacted] does not allow the FBI to request such
information.

b2
b7E

(U) [redacted] has been instructed to redact from all
documents any account numbers that it received due to the [redacted]
NSL.

b2
b7E

Hofmann-IOB-3635

~~SECRET~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: 4/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/24/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

b2
b7E

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section:)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation:)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation:)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3636

~~SECRET~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[redacted] FIELD OFFICE
IOB MATTER 2007-1560-[redacted] (U)

b2
b7E

(U)

(S) During a [redacted] of a non-U.S. person, [redacted] issued an NSL under [redacted] to a [redacted] [redacted] requested

b2
b7E

[redacted]

(U) In this case, an error was committed by [redacted] when it requested [redacted] in its NSL. The [redacted] [redacted] does not allow the FBI to request such information.

b2
b7E

(U) [redacted] has been instructed to redact from all documents any account numbers that it received due to the [redacted] NSL.

b2
b7E

Hofmann-IOB-3637

~~SECRET~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4/16 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: 1/31/2009

b2
b7E

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/24/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section:)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation:)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation:)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3638

~~SECRET~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[redacted] FIELD OFFICE
IOB MATTER 2007-1534-[redacted] (U)

b2
b7E

(U)

(S) During a [redacted] of a
non-U.S. person, [redacted] issued an NSL under [redacted]
[redacted] requested

b2
b7E

[redacted]

(U) In this case, an error was committed by [redacted] when
it requested [redacted] in its NSL. [redacted]
[redacted] does not allow the FBI to request such
information.

b2
b7E

(U) [redacted] has been instructed to redact from all
documents any account numbers that it received due to the [redacted]
NSL.

b2
b7E

Hofmann-IOB-3639

~~SECRET~~

JOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4/3 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: 1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/24/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

b2
b7E

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section:)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation:)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation:)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3640

~~SECRET~~

DECLASSIFIED BY 65179/DMH/PLJ/sdb
ON 07-08-2010

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[REDACTED] DIVISION

IOB MATTER 2007-2439 [REDACTED] (U)

b2
b7E

(S) During an authorized [REDACTED] of a non-U.S. person, [REDACTED] sent a National Security Letter (NSL) to a [REDACTED] seeking both [REDACTED]

b2
b7E

The [REDACTED] produced a [REDACTED] in response to the NSL. [REDACTED] summarized portions of the [REDACTED] in an EC, including the [REDACTED]

[REDACTED] uploaded the EC onto Automated Case Support (ACS). Upon discovering the over-production, [REDACTED] charged-out the serial containing the summary of the [REDACTED]. It also sequestered the [REDACTED] and the file copy of the summary with its Chief Division Counsel (CDC)..

b2
b7E

(U) In this case, an error was committed by [REDACTED] when it uploaded the over-produced information onto ACS.

(U) [REDACTED] has been instructed either to destroy the EC containing the over-produced information or maintain a copy of the EC with the over-produced information redacted. [REDACTED] has also been informed that it may maintain a copy of the [REDACTED]. [REDACTED] provided that it redacts the information not requested by the NSL. Finally, [REDACTED] has been instructed to contact the [REDACTED] and ask whether the original [REDACTED] should be returned or destroyed, with appropriate documentation to the file.

b2
b7E

Hofmann-IOB-3641

~~SECRET~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT: [REDACTED]

DATE OF REPORT TO IOB: 1/31/2008

b2
b7E

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/16/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation: [REDACTED])

EXECUTIVE ORDER 12333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3642

~~SECRET//20171228~~

(U) INTELLIGENCE OVERSIGHT BOARD MATTERS
[redacted] DIVISION
IOB MATTERS 2007-3429 and 2007-3111 (U)

b2
b7E

(S) On 05/14/2007 and 06/21/2007 respectively, The Federal Bureau of Investigation (FBI), [redacted] Division [redacted] reported two potential Intelligence Oversight Board (IOB) violations involving the late notification of [redacted] to OIPR.

b2
b7E

(U) (S) [redacted] Contrary to The Attorney General's Guidelines for FBI National Security Investigations and Foreign Intelligence Collection (NSIG), effective 10/31/2003, [redacted] did not forward notice of this [redacted] to FBIHQ nor otherwise notify FBIHQ of its existence until sending a notice of its [redacted] On [redacted] to finish some administrative matters, but again failed to provide proper notice of its opening prior to finally closing the [redacted] again on [redacted]

b2
b7E

b2
b7E

(U) (S) Also on [redacted] opened a [redacted] on a non U.S. person. The initial 10-day LHM, due on [redacted] was not submitted until [redacted] approximate [redacted]

b2
b7E

(U) (S) As provided in [redacted] of NSIG, a [redacted] [redacted] After receiving the notice from the field office, FBIHQ shall provide notice to the Office of Intelligence Policy and Review (OIPR) and to the Criminal Division. OIPR shall then notify the Attorney General and Deputy Attorney General.

(U) (S) The FBI reports that failure to notify OIPR of the investigations in a timely manner "substantially impaired" their oversight of these cases. Here, a 10-day initial notification LHM was either never submitted or provided more than [redacted] after the [redacted] was opened.

b2
b7E

~~(S) Derived From: G-3
Declassify On: 12/28/2017~~

~~SECRET//20171228~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report:

DATE OF INCIDENT:

DATE OF REPORT TO IOB:

b2
b7E

DATE OF REPORT TO DEPARTMENT/AGENCY: 5/14/07 and 6/21/07

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation: _____)

EXECUTIVE ORDER 12333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section)

b2
b7E

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3644

~~SECRET//20171217~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[redacted] FIELD DIVISION
IOB MATTER 2007-1159 (U)

b2
b7E

(U)

(U) The Federal Bureau of Investigation ("FBI") has determined that in conducting a [redacted] of a non-United States Person, as that term is used in Section [redacted] of the Foreign Intelligence Surveillance Act of 1978 [redacted] it collected information on a [redacted] unrelated to an authorized investigation.

b2
b7E

(S) Relevant to this investigation, on or about 02/25/2005, a National Security Letter issued by [redacted] requesting the [redacted] [redacted] was prepared and approved in accordance with [redacted]

b2
b7E

(U)

(S) In response, [redacted] provided only the [redacted] requested by the FBI. After reviewing the return information [redacted] concluded that the request for this [redacted] was a mistake. Several [redacted] in the [redacted] requested in the NSL made different from any other [redacted] affiliated with the target. As such, this [redacted] and the accompanying records requested by the FBI were not associated with an authorized investigation. [redacted] then reported this matter as a potential IOB violation.

b2
b7E

(U) [redacted] permits [redacted] to be gathered pursuant to a national security letter. In this instance, however, an NSL was issued for [redacted] on [redacted] such that FBI presumably received information from [redacted] that was not relevant to an investigation. Since this was an error by the FBI, although apparently unintentional, it is reportable to the IOB. The information will be destroyed or returned to the carrier at their discretion.

b2
b7E

~~Derived from: G-3
Declassify on: 12/17/2017~~

Hofmann-IOB-3645

~~SECRET//20171217~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2009

DATE OF INCIDENT: 2/25/2005

DATE OF REPORT TO IOB: 1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 3/14/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

b2
b7E

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section:)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation:)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation:)

DEPARTMENT/AGENCY ACTION: Purged information

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3646

~~SECRET//20171119~~

b2
b7E

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD DIVISION
IOB MATTER 2007-1387 (U)

(S) The Federal Bureau of Investigation ("FBI") has determined that in conducting a [REDACTED] of a non-"United States Person," as that term is used in Section 101(i) of the Foreign Intelligence Surveillance Act of 1978 (FISA), it collected information on a [REDACTED] unrelated to an authorized investigation.

b2
b7E

(U) On 02/12/2007, a National Security Letter (NSL) issued to [REDACTED] requesting the [REDACTED] [REDACTED] was prepared and approved in accordance with [REDACTED]

b2
b7E

[REDACTED] However, the FBI later discovered upon receiving results that [REDACTED] in the NSL had a typographical error. The FBI recognized this error and immediately sequestered those records and reported this matter as a potential IOB violation. These records were not analyzed, used, or uploaded into any FBI database.

(U) [REDACTED] permits [REDACTED] to be gathered pursuant to a national security letter. In this instance, the NSL was issued for [REDACTED] on [REDACTED] such that the FBI presumably received from the [REDACTED] that was not relevant to the investigation. Since this was an error by the FBI, although apparently unintentional, it is reportable to the IOB.

b2
b7E

~~Derived from: G-3
Declassify on: 20171119~~

Hofmann-IOB-3647

~~SECRET//20171119~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: 1/31/2008

DATE OF REPORT TO DEPARTMENT/AGENCY: 4/10/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

b2
b7E

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section:)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation:)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation:)

DEPARTMENT/AGENCY ACTION:

Destroyed information.

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3648

~~SECRET//20171231~~

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED]
IOB MATTERS AS REFERENCED BELOW (U)

b2
b7E

~~(S)~~ In July and August of 2007, the Federal Bureau of Investigation [REDACTED] reported twenty-six instances where they failed to notify headquarters of [REDACTED] investigations being conducted against non-United States persons.

b2
b7E

(U)

~~(S)~~ [REDACTED] Subsequent to the reclassification, all such cases became subject to the Attorney General's Guidelines for FBI National Security Investigations and Foreign Intelligence Collection (NSIG).

b2
b7E

(U)

~~(S)~~ Each of the twenty-six cases reported from [REDACTED] was opened prior to the December 1, 2003 reclassification that put it under the purview of the NSIG, and each was tardy in providing notification to FBIHQ as mandated by the NSIG [REDACTED] (initial notification) and [REDACTED] and [REDACTED] (annual notification) by no less than three years. We note that OIPR may have been aware of these investigations through other information. However, taken collectively a lack of timely notifications of non-US person counterterrorism investigations conducted in [REDACTED] impaired oversight by the Department of Justice Office of Intelligence Policy and Review.

b2
b7E

(U) [REDACTED] is now cognizant and fully aware of the reporting requirements under NSIG.

b2
b7E

~~Derived from: G-3
Declassify on: 12/31/2017~~

~~SECRET//20171231~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4th 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: 1/31/2008

b2
b7E

DATE OF REPORT TO DEPARTMENT/AGENCY: July and August 2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other

EXECUTIVE ORDER 13333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least-intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation:)

b2
b7E

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Training to ensure understanding of reporting requirements.

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3650



U.S. Department of Justice

~~SECRET~~ Federal Bureau of Investigation

DECLASSIFIED BY 65179/DMH/PLJ/sdb
ON 07-08-2010

Office of the General Counsel

Washington, D.C. 20535

February 7, 2008

BY COURIER

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

Dear Mr. Friedman:

Pursuant to Executive Order 12863 and your updated procedures dated April 17, 2007, the Office of the General Counsel, Federal Bureau of Investigation (FBI), submits the enclosed reports of violations to the Intelligence Oversight Board (IOB) for the period of October 2007 through December 2007.

In March 2007, the United States Department of Justice, Office of the Inspector General, released a comprehensive report reviewing the FBI's use of National Security Letters (NSLs). Following the Inspector General's report, the FBI conducted a 10 percent audit of all national security cases by the FBI. As a result of this audit, the FBI's Office of the General Counsel received a significant number of additional reports of potential IOB matters.

In addition to auditing 10 percent of national security cases, the FBI conducted an audit of all counterintelligence investigations from 2002 through 2006 where the FBI issued National Security Letters pursuant to the Fair Credit Reporting Act, 15 U.S.C. § 1681 (FCRA). The purpose of the audit was to determine whether [redacted] were improperly requested or received pursuant to FCRA. Again, as a result of this audit, the FBI's Office of the General Counsel received an increased number of potential IOB matters.

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~~UNCLASSIFIED WHEN DETACHED
FROM CLASSIFIED ENCLOSURES~~

~~Derived From: G-3
Declassified On: 02/07/2018~~

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Hofmann-IOB-3651

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Finally, during this time, the FBI's Office of the General Counsel received reports of potential IOB matters that were not generated as a result of either of the two audits mentioned above. Rather, they were reported to the Office of the General Counsel under the regular reporting requirements.

Many of the matters that have been received by the FBI's Office of the General Counsel pursuant to these audits have already been reported to the IOB during the Second and Third Quarters of 2007. Based upon the review of the potential IOB matters that have been referred to the FBI's Office of the General Counsel, and applying the reporting requirements established by the IOB, for the Fourth Quarter of 2007, it was determined that 123 matters are reportable to the IOB. Of these, 72 pertain to United States persons and 51 pertain to non-United States persons. The remaining potential IOB matters for 2007 are being carefully reviewed by the Office of the General Counsel to determine whether they meet the IOB's reporting standards, and if so, will be reported to the IOB as part of successive quarterly reports.

Please do not hesitate to contact me or Associate General Counsel [redacted] if you have any questions regarding these IOB matters.

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b7c

Sincerely,

[redacted]
Julie F. Thomas
Deputy General Counsel
National Security Law Branch

- 1 - The Honorable Michael B. Mukasey
Attorney General
United States Department of Justice
Room 5111
- 2 - Mr. Matt Olsen
Deputy Assistant Attorney General
National Security Division
United States Department of Justice
Room 2200 C

Hofmann-IOB-3652

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

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INTELLIGENCE OVERSIGHT BOARD (IOB) MATTERS

[REDACTED] FIELD OFFICE

IOB MATTERS 2007-1962-NSL, 2007-973-NSL, 2007-974-NSL (U)

The Federal Bureau of Investigation ("FBI") has determined that in [REDACTED] [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), the FBI [REDACTED] Field Office issued two NSLs that improperly were signed by an acting SAC. In this regard, an [REDACTED] was initiated on [REDACTED]. On or about [REDACTED], two NSLs were issued under [REDACTED]. At the time, legal advice had been issued by OGC suggesting that under certain circumstances, an acting SAC could sign an NSL. In or around February, 2003, the Department of Justice opined [REDACTED]. Applying that guidance to these NSLs, OGC opines [REDACTED]. Therefore, this matter is being reported to the IOB. (S)

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~~Derived from: G-3
Declassify on: 09/28/2017~~

~~SECRET~~//20170928

Hofmann-IOB-3653

IOB SUMMARY SHEET

Name of Department or Agency: FBI OGC CY Quarterly Report: 2007
DATE OF INCIDENT: 07/10//02 (issuance of NSLs) DATE OF REPORT TO IOB:09/30/07
DATE OF REPORT TO DEPARTMENT/AGENCY: 03/30/07
DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):
POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)
 Other (U.S.C. citation:)

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EXECUTIVE ORDER 13333:

Section 2.3 collection & dissemination of USP info
 Section 2.4 preamble: least intrusive collection
 Section 2.4(a) CIA electronic surveillance w/in US
 Section 2.4(b) unconsented physical search w/in US
 Section 2.4(c) physical surveillance of USP w/in US
 Section 2.4(d) physical surveillance of USP abroad
 Section 2.5 AG approval w/in US or against USP abroad
 Section 2.6 assistance to law enforcement
 Section 2.7 contracting
 Section 2.9 undisclosed participation
 Section 2.10 human experimentation
 Section 2.11 prohibition on assassination
 Section 2.12 indirect participation
 AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)
 Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
 Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Advised field that matter is being reported to IOB; that information obtained by

b5

*DATE OF FINAL DISPOSITION:

~~SECRET~~

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] DIVISION
IOB MATTER 2007-2033 (U)

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(S) By electronic communication dated [REDACTED]; the [REDACTED] field office advised that a [REDACTED] was initiated by [REDACTED] on a U.S. person. As part of the investigation of the referenced target, [REDACTED] drafted an NSL and the requisite EC requesting [REDACTED] believed to be used by the target. However, due to a transcriber error, the NSL contained a [REDACTED] that was not related to the investigation. The incorrect NSL was then [REDACTED]. [REDACTED] responded by [REDACTED] related to the account that matched the [REDACTED]. The improper information has been sequestered by [REDACTED].

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(U)

(S) In this case, the NSL was issued for [REDACTED] and [REDACTED] that was incorrectly transcribed, such that the FBI presumably [REDACTED] information that was not relevant to the investigation. Because this was an error by the FBI, that resulted in the collection of information that was not relevant to an authorized investigation, although unintentional, it is reportable to the IOB. [REDACTED] must purge all information that was improperly collected from all FBI databases and all hard copies must be sequestered and destroyed.

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~~Derived from: G-3
Declassify on: 08/02/2017~~

~~SECRET~~

Hofmann-IOB-3655

IOB SUMMARY SHEET

Name of Department or Agency: FBI CY Quarterly Report: 2007

DATE OF INCIDENT: [redacted] DATE OF REPORT TO IOB: 8/7/2007

DATE OF REPORT TO DEPARTMENT/AGENCY:

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

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POSSIBLE VIOLATION OF:

STATUTE (United States Code
FISA (50 U.S.C. 1801)
 Other (U.S.C. citation: [redacted])

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation

AG APPROVED EO 12333 GUIDELINES (Guideline name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
- Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
- Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD OFFICE
IOB MATTER 2007-1789-[REDACTED] (U)

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(S) During an authorized [REDACTED]
[REDACTED] of a U.S. person, [REDACTED] sent a National Security
Letter (NSL) under the [REDACTED]
[REDACTED] to a [REDACTED]
and [REDACTED] of [REDACTED] at which the target had
[REDACTED]. In response to the NSL, the [REDACTED]
produced a [REDACTED], notwithstanding that no such
report was requested. Upon receipt of the [REDACTED]
[REDACTED] drafted an EC summarizing the target's [REDACTED]
[REDACTED] and their corresponding opening dates that appeared in
the [REDACTED]. This EC was uploaded onto ACS.

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(U) In this case, an error was committed by [REDACTED] when it
uploaded the over-produced information from the [REDACTED]
[REDACTED] onto ACS.

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(U) [REDACTED] has been instructed to immediately sequester the
[REDACTED] and all other documents containing any over-
produced information from the report. [REDACTED] has also been
instructed to redact all over-produced information from all hard
and uploaded records, including the EC summarizing the report and
any other documents on ACS. Finally, [REDACTED] has been instructed
to contact the [REDACTED] and ask whether the over-
produced information should be returned or destroyed, with
appropriate documentation to the file.

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IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report:

DATE OF INCIDENT:

DATE OF REPORT TO IOB:

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/18/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

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POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3658

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] DIVISION
IOB MATTER 2007-1641 (U)

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(U) On 02/27/2007, [REDACTED] drafted a National Security Letter (NSL) and the requisite EC requesting [REDACTED] for [REDACTED] that were in contact with the target of a [REDACTED]. Due to a typographical error, one of the [REDACTED] included in the NSL was not related to the investigation.

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(U) [REDACTED] forwarded the NSL to the [REDACTED] Division [REDACTED] for service on the [REDACTED]. [REDACTED] served the NSL, obtained records from the [REDACTED], and forwarded them to [REDACTED]. The EC that [REDACTED] prepared to accompany the records included the [REDACTED] information for the [REDACTED]. (The [REDACTED] is a presumed U.S. person.) The EC was uploaded onto ACS.

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(U) On [REDACTED], the Case Agent reviewed the information provided by [REDACTED] and discovered the typographical error. The hard copies of the records from the [REDACTED] have been sequestered with the [REDACTED] and [REDACTED] EC containing the [REDACTED] has been permanently charged out of ACS. [REDACTED] has indicated that it will coordinate with [REDACTED] to ensure that all copies of the [REDACTED] will be sequestered or permanently charged out, as appropriate.

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(U) In this case, the NSL was issued for [REDACTED] [REDACTED] that was incorrectly transcribed. As a result, the FBI received information from the [REDACTED] that was not relevant to the investigation, i.e., [REDACTED] relating to a person not connected to the investigation. Since this was an error by the FBI, although unintentional, it is reportable to the IOB.

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(U) [REDACTED] will contact the [REDACTED] and arrange for either the return or the destruction of the non-relevant information with the appropriate documentation to the file. [REDACTED] will also confirm that all of the non-relevant information is removed from all FBI databases.

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IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report:

DATE OF INCIDENT: 02/27/2007

DATE OF REPORT TO IOB:

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/25/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

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EXECUTIVE ORDER 13333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section:)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation:)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation:)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3660

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

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

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INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD OFFICE
IOB MATTER 2007-888-NSL(U)

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The Federal Bureau of Investigation ("FBI") has determined that in conducting an [REDACTED] and [REDACTED] the FBI [REDACTED] Field Office [REDACTED] issued an NSL to a [REDACTED] that requested information that was not properly available through that NSL. In this regard, a [REDACTED] [REDACTED], non-United States persons, was initiated on [REDACTED] and was closed on [REDACTED]. During the course of the investigation, an NSL dated [REDACTED] was issued, pursuant to the [REDACTED]
[REDACTED]
[REDACTED] Records as to [REDACTED] and [REDACTED] were clearly beyond the bounds of the statute, which allows the FBI to obtain [REDACTED] records. Further, the date of the NSL predates the date of the opening of the investigation by [REDACTED] suggesting, although not definitively, that the NSL was issued before the investigation was open. This would also be a violation of [REDACTED] which requires that the NSL be relevant to an authorized investigation. These errors were discovered during the course of the March 2007 NSL inspection. This matter was reported by [REDACTED] by EC dated 04/09/2007, and is being reported to the IOB. The information was not uploaded and since has been destroyed. (S)

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~~Derived from: G-3
Declassify on: 09/28/2017~~

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Hofmann-IOB-3661

IOB SUMMARY SHEET

Name of Department or Agency: FBI OGC CY Quarterly Report: 2007
DATE OF INCIDENT: 03/04/04 (issuance of NSL) DATE OF REPORT TO IOB: 09/30/07
DATE OF REPORT TO DEPARTMENT/AGENCY: 04/09/07
DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):
POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)
 Other (U.S.C. citation:)

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EXECUTIVE ORDER 13333:

Section 2.3 collection & dissemination of USP info
 Section 2.4 preamble: least intrusive collection
 Section 2.4(a) CIA electronic surveillance w/in US
 Section 2.4(b) unconsented physical search w/in US
 Section 2.4(c) physical surveillance of USP w/in US
 Section 2.4(d) physical surveillance of USP abroad
 Section 2.5 AG approval w/in US or against USP abroad
 Section 2.6 assistance to law enforcement
 Section 2.7 contracting
 Section 2.9 undisclosed participation
 Section 2.10 human experimentation
 Section 2.11 prohibition on assassination
 Section 2.12 indirect participation
 AG Approved EO 12333 Guidelines (Guidelines name and section:)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)
 Other (EO citation:)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
 Other (Presidential Directive citation:)

DEPARTMENT/AGENCY ACTION: Advised field of reporting matter to IOB. has already been destroyed.

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*DATE OF FINAL DISPOSITION:

~~SECRET//20170907~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[redacted] DIVISION
IOB MATTERS 2007-920NSL AND 2007-921NSL (U).

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(U) ~~(S)~~ Electronic communications (EC) from the Federal Bureau of Investigation (FBI), [redacted] Division [redacted] both dated 04/05/2007, reported potential Intelligence Oversight Board (IOB) violations involving National Security Letters (NSL).

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(U) ~~(S)~~ On [redacted] drafted NSLs seeking, respectively, [redacted] and a [redacted] [redacted] for a U.S. Person who was the subject of an authorized investigation. The retained copies of the NSLs in the file are not signed, and the cover ECs appear to have been initialed by the acting [redacted] Special Agent in Charge (SAC). [redacted] believes that the acting SAC likely signed the NSLs.

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(U) Pursuant to section 505 of the USA PATRIOT Act (P.L. 107-56), the Director delegated authority to sign National Security Letters to the SACs of the various field offices on 11/09/2001. At that time, OGC took the position that [redacted]

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[redacted] Therefore, these matters are reportable under Section 2.4 of Executive Order 12863.

~~Derived from: G-3
Declassify on: 20170907~~

Hofmann-IOB-3663

~~SECRET//20170907~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report:

DATE OF INCIDENT:

DATE OF REPORT TO IOB:

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/05/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

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FISA (50 U.S.C. 1801)

Other (U.S.C. citation: (IOBs 2007-920, 921)

EXECUTIVE ORDER 13333:§

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: 06/06/2007

*DATE OF FINAL DISPOSITION: Purge information obtained

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Hofmann-IOB-3664

~~SECRET//20170924~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER . b2
[REDACTED] DIVISION b7E
IOB MATTER 2007-1200NSL (U)

(U) An electronic communication (EC) from the Federal Bureau of Investigation (FBI), [REDACTED] Division ([REDACTED]), dated 03/28/2007, reported a potential Intelligence Oversight Board (IOB) violation involving a National Security Letter (NSL).

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(S) [REDACTED] properly issued National Security Letters (NSL) to [REDACTED] [REDACTED] pertaining to a U.S. person who was the target of an authorized investigation. The NSLs requested [REDACTED] [REDACTED] Responsive records were produced. During the March 2007 NSL audit, it was discovered that the financial institutions provided information beyond the scope of the NSLs, namely information which pre-dated the request period.

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(U) With respect to the 10/31/2005 NSL, information contained in the [REDACTED] data was analyzed and sent to FBI Headquarters. Therefore, this matter is being reported because Counsel to the IOB advised on 07/31/2007 that it is a reportable violation if the FBI analyzes [REDACTED] information rather than sequestering it.

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(U) It should be noted that OGC does not believe that [REDACTED] [REDACTED] intentionally committed an IOB violation in analyzing and uploading the [REDACTED] information. Nevertheless, because this action violated the relevant authorities, in accordance with the reporting requirements of Section 2.4 of Executive Order 12863, this matter is reportable.

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~~Derived from: G-3
Declassify on: 20170924~~

Hofmann-IOB-3665

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IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report:

DATE OF INCIDENT: [REDACTED]

DATE OF REPORT TO IOB:

DATE OF REPORT TO DEPARTMENT/AGENCY: 03/28/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

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POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation: [REDACTED])

EXECUTIVE ORDER 12333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Purge the [REDACTED] information from all FBI files.

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*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3666

~~SECRET//20170924~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] DIVISION
IOB MATTER 2007-1202NSL (U)

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(U) An electronic communication (EC) from the Federal Bureau of Investigation (FBI), [REDACTED] Division [REDACTED], dated 04/02/2007, reported a potential Intelligence Oversight Board (IOB) violation involving a National Security Letter (NSL).

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(S) On [REDACTED] properly prepared and issued a NSL requesting [REDACTED] and [REDACTED] [REDACTED] for a [REDACTED] associated with a U.S. Person who was the subject of an authorized investigation. The NSL requested such records for the time period of [REDACTED] to the date of the NSL. Responsive records were provided.

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(U) During the March 2007 [REDACTED] by the Inspection Division, it was discovered that, due to its [REDACTED] the [REDACTED] provided information seemingly beyond the scope of the NSL in that it pre-dated by approximately [REDACTED] the time period specified in the NSL. This, however, was not an over-production -- and therefore not even a potential IOB violation -- because the FBI was entitled to have all records which the [REDACTED] provided consistent with its [REDACTED].

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(U) Nevertheless, upon learning of the inspector's finding, the case agent issued a new NSL to the [REDACTED] on 04/02/2007. This new NSL stated that it was "being issued to provide legal process for the time period from the start of the [REDACTED] to [REDACTED]." The new NSL further stated that "[n]o action is required" by the [REDACTED] in response to the request.

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(U) When the case agent issued the new NSL, the FBI's investigation of the subject had closed approximately one week earlier. Thus, this new NSL was issued in violation of the [REDACTED] and the Attorney General Guidelines for National Security Investigations and Foreign Intelligence Collection (NSIG) because it was not relevant to an authorized investigation. See [REDACTED]. [REDACTED] A "curative" NSL such as this may not be issued for a closed case.

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~~Derived from: G-3
Declassify on: 20170924~~

Hofmann-IOB-3667

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~~SECRET//20170924~~

(U) Based upon discussions with the [redacted] Chief Division Counsel, OGC does not believe that the case agent intentionally committed an IOB violation in issuing the new NSL. To the contrary, OGC believes that the case agent was attempting in good faith to correct the [redacted] mistake, of which she had just become aware per the NSL audit. Nevertheless, because this new NSL was issued in violation of the [redacted] and the NSIG, in accordance with the reporting requirements of Section 2.4 of Executive Order 12863, the error is a reportable matter under Section 2.4 of Executive Order 12863.

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page 2

Hofmann-IOB-3668

~~SECRET//20170924~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report:

DATE OF INCIDENT: [redacted]

DATE OF REPORT TO IOB:

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/02/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

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POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

- FISA (50 U.S.C. 1801)
- Other (U.S.C. citation: [redacted])

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
- Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
- Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Purge the [redacted] information from all FBI files.

b2
b7E

*DATE OF FINAL DISPOSITION:

~~SECRET//20170824~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER [redacted] b2
[redacted] OFFICE b7E
IOB MATTER 2007-2021

(U)

~~(S)~~ The Attorney General's Guidelines for FBI National Security Investigations and Foreign Intelligence Collection (NSIG) sets out the investigative techniques which are authorized in the conduct of a [redacted]

b2
b7E

[redacted] The NSIG specifically states conducting physical surveillance is authorized during a [redacted] or a [redacted]

(U)

~~(S)~~ On June 14, 2007, the [redacted] office reported that a [redacted] had been initiated on a U.S. Person on [redacted], and was later extended until [redacted].

b2
b7E

On [redacted] [redacted] learned that the [redacted] requested the [redacted] office to [redacted]

However, it was not until [redacted] after the [redacted] had expired, that [redacted]

b2
b7E

[redacted] in [redacted] provided the information obtained by [redacted] to [redacted] in an electronic communication dated [redacted]

~~Derived from: G-3
Declassify on: 20170824~~

~~SECRET//20170824~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB:

b2
b7E

DATE OF REPORT TO DEPARTMENT/AGENCY: June 14, 2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

- FISA (50 U.S.C. 1801)
- Other (U.S.C. citation: _____)

EXECUTIVE ORDER 13333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines

b2
b7E

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
- Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
- Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3671

~~SECRET//20170913~~

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[redacted] FIELD OFFICE
IOB MATTER 2007-1604

b2
b7E

(S) As provided in the Attorney General's Guidelines for FBI National Security Investigations and Foreign Intelligence Collection (NSIG), effective October 31, 2003, [redacted] the FBI is authorized to conduct physical surveillance of a subject only during the conduct of an authorized [redacted] or [redacted] [redacted]. Under [redacted] the FBI is authorized to use National Security letters only during the conduct of an authorized [redacted].

b2
b7E

(U) On [redacted] the [redacted] Field Office [redacted] [redacted] reported that a [redacted] of a United States person was initiated on [redacted]. The [redacted] expired on [redacted]. On [redacted] the [redacted] was extended until [redacted] when it expired again. On [redacted] [redacted] the [redacted] was extended until [redacted]. Consequently, there were two periods in which the [redacted] authority lapsed: [redacted] to [redacted]; and [redacted] to [redacted]. During the first lapsed period, [redacted] [redacted] to [redacted], no unauthorized investigative activity occurred. However, during the second lapse, from [redacted] to [redacted], investigative activity, authorized only during a [redacted] or [redacted] took place. First National Security letters were issued on [redacted] and second [redacted] [redacted].

b2
b7E

b2
b7E

b2
b7E

[redacted] Because these activities were in direct violation of the NSIG, we are reporting this matter for your review.

(U) [redacted] has been instructed to remove from FBI files and databases any information obtained pursuant to any NSL that is not supported by an authorized investigation.

b2
b7E

~~Derived from: G-3
Declassify on: 20170913~~

Hofmann-IOB-3672

~~SECRET//20170913~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 2007

DATE OF INCIDENTS:

DATE OF REPORT TO IOB:

b2
b7E

DATE OF REPORT TO DEPARTMENT/AGENCY: March 26, 2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

- FISA (50 U.S.C. 1801)
- Other (U.S.C. citation: _____)

EXECUTIVE ORDER 13333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines

b2
b7E

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
- Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
- Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3673

~~SECRET//20170824~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER [REDACTED] b2
[REDACTED] FIELD OFFICE b7E
IOB MATTER 2007-1851

(U) (U) By electronic communication (EC) dated March 20, 2007, the [REDACTED] Field Office [REDACTED] reported a potential IOB error in conjunction with a [REDACTED]

b2
b7E

(S) [REDACTED] initiated a [REDACTED] on [REDACTED] which was extended on [REDACTED] and closed on [REDACTED]. No EC or LHM was submitted to FBI HQ in order to notify the Department of Justice Office of Intelligence Policy Review (OIPR) until [REDACTED] or more than [REDACTED] after the investigation had been closed.

b2
b7E

(U) (S) As provided in [REDACTED] of The Attorney General's Guidelines for FBI National Security Investigations and Foreign Intelligence Collection (NSIG), effective 10/31/2003 (NSIG), a "field office shall notify FBI Headquarters [FBIHQ] within ten working days of the initiation by [REDACTED]" After receiving the notice from the field office, FBIHQ shall provide notice to the Office of Intelligence Policy and Review (OIPR) and to the Criminal Division. OIPR shall then notify the Attorney General and Deputy Attorney General.

b2
b7E

(U) (S) The FBI reports this error for it appears that OIPR's oversight ability was "substantially impaired" in these circumstances. Here, an opening EC and LHM were never submitted to FBIHQ and the Department of Justice was never notified of the [REDACTED] until more than [REDACTED] after it had closed.

b2
b7E

~~Derived From: G-3
Declassify On: 08/24/2017~~

~~SECRET//20170824~~

Hofmann-IOB-3674

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB:

DATE OF REPORT TO DEPARTMENT/AGENCY: March 20, 2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation: _____)

EXECUTIVE ORDER 13333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section:)

b2
b7E

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3675

~~SECRET//20170915~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

[redacted] DIVISION

b2
b7E

IOB MATTER 2007-1213NSL (U)

(U)

(S) During an authorized [redacted] investigation of a U.S. person, the [redacted] Division sent a National Security Letter (NSL) requesting [redacted] and [redacted] under the [redacted]

b2
b7E

[redacted]. Through an administrative oversight, [redacted] failed to include the paragraph certifying that the information requested is relevant to a national security investigation, as required by law.

(U) [redacted] was advised to contact the [redacted] to determine whether the records should be returned or destroyed, with appropriate documentation to the file. [redacted] was also told to remove all records from any FBI database(s):

b2
b7E

~~Derived From : G-3
Declassify On: 09/15/2017~~

Hofmann-IOB-3676

~~SECRET//20170915~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report: 4thQ2007

DATE OF INCIDENT:

DATE OF REPORT TO IOB: 09/30/2007

DATE OF REPORT TO DEPARTMENT/AGENCY: 03/30/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office): N/A

b2
b7E

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Field office advised to destroy records and purge from FBI databases.

*DATE OF FINAL DISPOSITION: 09/17/2007

Hofmann-IOB-3677

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] DIVISION
IOB MATTER 2007-2135 (U)

b2
b7E

(U) By electronic communication ("EC") dated 07/18/2007, the [REDACTED] Division ([REDACTED]) reported a potential IOB error in conjunction with its current [REDACTED] of a United States Person.

b2
b7E

(U) ~~(S)~~ On [REDACTED] properly issued a National Security Letter (NSL) to a [REDACTED] pertaining to a U.S. person who is the target of an authorized [REDACTED] investigation. The NSL requested [REDACTED] for the period beginning [REDACTED]. The NSL was served on the [REDACTED] by the [REDACTED] Division ([REDACTED]), which also received the [REDACTED]'s response. [REDACTED] forwarded the [REDACTED]'s response to [REDACTED] on [REDACTED]. [REDACTED] transmittal EC did not contain the content of the [REDACTED]'s response.

b2
b7E

(U) The [REDACTED]'s response contained transactional data from [REDACTED] a time period far greater than the [REDACTED] time frame requested in the NSL. On [REDACTED] [REDACTED] uploaded into ACS an EC which included [REDACTED] analysis of the data provided by the [REDACTED] including analysis of the time period beyond the scope of the NSL. Similar [REDACTED] analysis was disseminated to the [REDACTED].

b2
b7E

(U) Pursuant to the 07/31/2007 instructions from the IOB, the FBI is reporting this matter because the uploading and dissemination of the over-produced information arguably constitutes a compounding of the third party error by the [REDACTED].

b2
b7E

(U) [REDACTED] has been instructed to immediately sequester the over-produced information and charge-out the EC and [REDACTED] containing the over-produced information. If [REDACTED] considers the over-produced information relevant to its investigation, it will cure the over-production by issuing to the [REDACTED] another NSL with a time period that encompasses the relevant information. [REDACTED] would then un-sequester the information and charge-in the EC.

b2
b7E

(U) If [REDACTED] deems the over-produced information not relevant to its investigation, it will contact the [REDACTED] and ask whether the over-produced information should be returned or destroyed, with appropriate documentation to the file. [REDACTED] would then permanently charge-out the EC with the over-produced information.

b2
b7E

IOB SUMMARY SHEET

Name of Department or Agency:

CY Quarterly Report:

DATE OF INCIDENT:

DATE OF REPORT TO IOB:

DATE OF REPORT TO DEPARTMENT/AGENCY: 07/18/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 07-06-2010 BY 65179/DMH/PLJ/sdb

b2
b7E

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 13333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
- Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
- Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD OFFICE
IOB MATTER 2007-788 [REDACTED] (U)

b2
b7E

(U) In [REDACTED] in support of an authorized
[REDACTED] investigation of a U.S. person, the [REDACTED]
Division [REDACTED] sent a National Security Letter (NSL) to a
[REDACTED] seeking a [REDACTED] pursuant
to [REDACTED]. In
response, the [REDACTED] provided the following
information: (1) [REDACTED]; (2) [REDACTED]
[REDACTED]; (3) [REDACTED] (to include: [REDACTED]
[REDACTED]
[REDACTED] and (4) [REDACTED].

b2
b7E

(U) Upon receipt of the [REDACTED] the [REDACTED]
[REDACTED] case agent put the information into an electronic
communication and uploaded it into an FBI database.
Additionally, [REDACTED] generated two NSLs based on information
improperly acquired from the [REDACTED]
[REDACTED] would have received the information used to generate the
additional NSLs through the authorized use of other
investigative techniques. Accordingly, [REDACTED] has not been
directed to delete this information from its files.

b2
b7E

(U) Upon learning that the [REDACTED] was improperly
obtained, [REDACTED] permanently removed the NSL and the
information received from [REDACTED] from FBI
files and sequestered the information with the [REDACTED] Chief
Division Counsel (CDC). Federal Bureau of Investigation,
Headquarters has directed [REDACTED] to: (1) redact all
information from [REDACTED] that is not authorized by [REDACTED]
[REDACTED] prior to returning the report to the
case agent; (2) remove all information not authorized by [REDACTED]
[REDACTED] from all FBI databases; and
(3) appropriately document the case file.

b2
b7E

(U) In this case, an error was committed by the case agent
when s/he requested a [REDACTED] pursuant to [REDACTED]
[REDACTED] for an authorized [REDACTED]
investigation that did not have an [REDACTED].

b2
b7E

IOB SUMMARY SHEET

Name of Department or Agency: Federal Bureau of Investigation CY Quarterly Report:

DATE OF INCIDENT:

DATE OF REPORT TO IOB:

DATE OF REPORT TO DEPARTMENT/AGENCY: March 12, 2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

b2
b7E

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Report to IOB. Redact unauthorized information and purge unauthorized information from all FBI databases.

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3681

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD OFFICE
IOB MATTER 2007-1860 [REDACTED] (U)

b2
b7E

(U) On or about [REDACTED] in support of an authorized [REDACTED] of a U.S. person, the Federal Bureau of Investigation (FBI), Office of General Counsel, Nation Security Law Branch (NSLB) prepared and approved, on behalf of the [REDACTED] Division ([REDACTED]), a National Security Letter served on a [REDACTED] seeking a [REDACTED] pursuant to the [REDACTED]. In response, the [REDACTED] provided a [REDACTED].

b2
b7E

(U) When the [REDACTED] case agent received the [REDACTED] s/he shredded the [REDACTED] because of its lack of usefulness to the investigation. At the time the case agent shredded the [REDACTED], s/he did not know the receipt of the [REDACTED] was a potential IOB matter. FBI Headquarters has directed [REDACTED] to remove any unauthorized information from all FBI databases, with appropriate documentation to the case file.

b2
b7E

(U) In this case, an error was committed by the former Deputy General Counsel for NSLB when he requested a [REDACTED] pursuant to [REDACTED] in support of an authorized [REDACTED] investigation that did not have an [REDACTED].

b2
b7E

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 07-06-2010 BY 65179/DMH/PLJ/sdb

Hofmann-IOB-3682

IOB SUMMARY SHEET

Name of Department or Agency: Federal Bureau of Investigation CY Quarterly Report:

DATE OF INCIDENT: On or about DATE OF REPORT TO IOB:

DATE OF REPORT TO DEPARTMENT/AGENCY: April 2, 2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

b2
b7E

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
- Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
- Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Report as IOB. Purge unauthorized information from all FBI databases.

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3683

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD OFFICE
IOB MATTER 2007-1097 [REDACTED] (U)

b2
b7E

(U) In [REDACTED] in support of an authorized
[REDACTED] investigation of a U.S. person, the [REDACTED]
[REDACTED] Division (" [REDACTED] ") sent a National Security Letter
(NSL) to a [REDACTED] seeking a [REDACTED]
pursuant to the [REDACTED]
[REDACTED] the [REDACTED] provided
the requested [REDACTED]

b2
b7E

(U) Upon learning the request of this [REDACTED] was
not in compliance with the [REDACTED] statute, the [REDACTED] case
agent removed the [REDACTED] from the investigative file
and the [REDACTED] Chief Division Counsel sequestered the
[REDACTED]. Federal Bureau of Investigation,
Headquarters has directed [REDACTED] to remove any
unauthorized information from all FBI databases and to redact the
[REDACTED] so that only information authorized by [REDACTED]
statute, [REDACTED] is retained, with appropriate
documentation to the case file.

b2
b7E

(U) In this case, an error was committed by the case agent
when s/he requested a [REDACTED] pursuant to [REDACTED]
[REDACTED] for an authorized [REDACTED]
investigation that did not have an [REDACTED]

b2
b7E

IOB SUMMARY SHEET

Name of Department or Agency: Federal Bureau of Investigation CY Quarterly Report:

DATE OF INCIDENT: DATE OF REPORT TO IOB:

DATE OF REPORT TO DEPARTMENT/AGENCY: April 3, 2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

b2
b7E

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Report to IOB. Redact unauthorized information and purge unauthorized information from all FBI databases.

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3685

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD OFFICE
IOB MATTER 2007-2406 FCRA (U)

b2
b7E

(U) In [REDACTED] in support of an authorized
[REDACTED] investigation of a U.S. person, the [REDACTED]
Division ([REDACTED]) sent a National Security Letter (NSL) to a
[REDACTED] seeking a [REDACTED] pursuant
to the [REDACTED]. In
response, the [REDACTED] provided a [REDACTED]
[REDACTED].

b2
b7E

(U) Upon receipt of the [REDACTED], the [REDACTED]
case agent placed it in a 1A investigation file envelope and
never uploaded any of the [REDACTED] information in any
FBI database. Upon learning that the [REDACTED] was
improperly obtained, the case agent sealed the [REDACTED]
and sequestered it in the [REDACTED] Chief Division Counsel's
(CDC) safe. Federal Bureau of Investigation, Headquarters has
directed [REDACTED] CDC to redact all information from the [REDACTED]
[REDACTED] that is not authorized by [REDACTED]
[REDACTED] prior to returning the report to the case agent and to
appropriately document the case file.

b2
b7E

(U) In this case, an error was committed by the case agent
when s/he requested a [REDACTED] pursuant to [REDACTED]
[REDACTED] for an authorized [REDACTED]
investigation that did not have an [REDACTED]

b2
b7E

IOB SUMMARY SHEET

Name of Department or Agency: Federal Bureau of Investigation CY Quarterly Report:

DATE OF INCIDENT: On or about DATE OF REPORT TO IOB:

DATE OF REPORT TO DEPARTMENT/AGENCY: March 9, 2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

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POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Report to IOB. Redact unauthorized information.

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3687

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD OFFICE
IOB MATTER 2007-903 [REDACTED] (U)

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b7E

(U) In [REDACTED] in support of an authorized
[REDACTED] investigation of a U.S. person, the [REDACTED]
Division (" [REDACTED] ") sent a National Security Letter (NSL) to a
[REDACTED] seeking a [REDACTED] pursuant
to the [REDACTED]. In
response, the [REDACTED] provided a [REDACTED]
[REDACTED]

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(U) Upon receipt of the [REDACTED]
[REDACTED] discovered it was not authorized to acquire a [REDACTED]
in support of a [REDACTED] investigation. As a result,
[REDACTED] returned the [REDACTED] to the [REDACTED]
agency for destruction. When this matter occurred in [REDACTED]
[REDACTED] believed that because it did not use the information
contained in the [REDACTED] and because it returned the
[REDACTED] to the [REDACTED] for
destruction it did not need to report this as a potential IOB
matter. The Federal Bureau of Investigation Headquarters has
directed [REDACTED] to purge all of the [REDACTED]
information that may be contained in any FBI database and to
appropriately document the case file.

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(U) In this case, an error was committed by the case agent
when s/he requested a [REDACTED] pursuant to [REDACTED]
[REDACTED] for an authorized [REDACTED]
investigation that did not have an [REDACTED]

b2
b7E

IOB SUMMARY SHEET

Name of Department or Agency: Federal Bureau of Investigation CY Quarterly Report:

DATE OF INCIDENT:

DATE OF REPORT TO IOB:

DATE OF REPORT TO DEPARTMENT/AGENCY: April 9, 2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

b2
b7E

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Report to IOB. Purge unauthorized information from all FBI databases.

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3689

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD OFFICE
IOB MATTER 2007-784 [REDACTED] (Case #1) (U)

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(U) In [REDACTED] in support of an authorized [REDACTED] of a U.S. person, the [REDACTED] Division ([REDACTED]) sent a National Security Letter (NSL) to a [REDACTED] seeking a [REDACTED] pursuant to the [REDACTED]. In response, the [REDACTED] provided a [REDACTED].

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(U) Upon receipt of the [REDACTED] the [REDACTED] case agent placed it in a 1A investigation file envelope and never uploaded any of the [REDACTED] information in any FBI database. Upon learning that the [REDACTED] was improperly obtained, the case agent sealed the [REDACTED] and sequestered it in the [REDACTED] Chief Division Counsel's (CDC) safe. Federal Bureau of Investigation, Headquarters has directed [REDACTED] CDC to redact all information from the [REDACTED] that is not authorized by [REDACTED] prior to returning the report to the case agent and to appropriately document the case file.

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(U) In this case, an error was committed by the case agent when s/he requested a [REDACTED] pursuant to [REDACTED] for an authorized [REDACTED] investigation that did not have an [REDACTED].

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IOB SUMMARY SHEET

Name of Department or Agency: Federal Bureau of Investigation CY Quarterly Report:

DATE OF INCIDENT: On or about

DATE OF REPORT TO IOB:

DATE OF REPORT TO DEPARTMENT/AGENCY: March 9, 2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

b2
b7E

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation)

EXECUTIVE ORDER 12333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Report to IOB. Redact unauthorized information.

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3691

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

~~SECRET//20170924~~

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

~~(S)~~ INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER

b2

[REDACTED] FIELD OFFICE

b7E

IOB MATTER 2007-1141-NSL (U)

~~(S)~~
~~(S)~~
The Federal Bureau of Investigation ("FBI") has determined that in conducting an investigation [REDACTED] the FBI [REDACTED] field office [REDACTED] issued an NSL under [REDACTED] that apparently was not accompanied by an EC, such that the NSL would not have been the subject of statutorily-required congressional reporting. In this regard, an investigation [REDACTED] a United States person, was initiated on [REDACTED] On or about 07/08/2003, an NSL for [REDACTED] [REDACTED] was issued to further the investigation. While the NSL was properly issued, there apparently was no EC that was issued in support of it. A review of the file has determined that there was adequate predication for the NSL; however, because of the lack of an EC, this NSL would not have been reported to Congress, as required by [REDACTED] Thus, this matter is being reported to the IOB. (S)

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~~Derived from: G-3~~

~~Declassify on: 09/24/2017~~

~~SECRET//20170924~~

Hofmann-IOB-3692

IOB SUMMARY SHEET

Name of Department or Agency: FBI OGC

CY Quarterly Report: 2007

DATE OF INCIDENT: 07/08/03 (issuance of NSL)

DATE OF REPORT TO IOB: 09/30/07

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/03/07

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)
 Other (U.S.C. citation:)

b2
b7E

EXECUTIVE ORDER 13333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
- Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
- Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Advised field of report to IOB

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3693

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

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

~~SECRET//20170917~~

~~INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER~~
~~FIELD OFFICE~~
IOB MATTER 2007-898-NSL (U)

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b7E

The Federal Bureau of Investigation ("FBI") has determined that in conducting an investigation [redacted] the [redacted] Field Office [redacted] issued an NSL in response to which the [redacted] returned [redacted] for a period of time beyond the time period requested and the information was uploaded into a database. In this regard, on or about [redacted] opened an investigation of [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), to investigate information or allegations of [redacted]. The investigation was subsequently changed to a [redacted] case. During the course of this investigation, an NSL dated 08/24/2005 was issued pursuant to the [redacted]

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[redacted] returned information responsive to the request but, in addition, provided [redacted] for [redacted] in the NSL for an additional few weeks beyond the time period requested. The information was uploaded into a database. By EC dated 04/10/2007, the potential IOB violation was reported. (S)

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The IOB has instructed OGC to report matters in which information [redacted] is uploaded into a database. Thus, this situation is being reported to the IOB. (U)

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b7E

~~Derived from: G-3~~
~~Declassify on: 09/17/2017~~

~~SECRET//20170917~~

Hofmann-IOB-3694

IOB SUMMARY SHEET

Name of Department or Agency: FBI OGC

CY Quarterly Report: 2007

DATE OF INCIDENT: 08/24/05 (issuance of NSL)

DATE OF REPORT TO IOB: 09/30/07

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/10/07

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation: _____)

EXECUTIVE ORDER 13333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Advised field to purge database; return or destroy material

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b7E

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3695

~~SECRET//20170928~~

~~INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER~~
~~AND~~ ~~FIELD OFFICES~~
IOB MATTER 2007-937-NSL (U)

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b7E

The Federal Bureau of Investigation ("FBI") has determined that in conducting an investigation [redacted] the [redacted] Field Office [redacted] issued an NSL, in response to which it received information beyond the parameters of the request. Subsequently, the [redacted] material was entered into a database by the [redacted] Field Office [redacted]. In this regard, on or about [redacted] [redacted] opened an investigation [redacted] a "United States person" as that term is used in Section 101(i) of the Foreign Intelligence Surveillance Act of 1978 (FISA). During the course of this investigation, [redacted] issued an NSL dated [redacted]. The subject moved to [redacted] and the [redacted] Field Office opened a case. When the information from the NSL was received by [redacted], it forwarded the information to [redacted] uploaded the information into a database. The information included several weeks of information outside the parameters of the NSL. [redacted] has been instructed to destroy or return the [redacted] material to [redacted] and remove it from the database. [redacted] has already destroyed the [redacted] material. (S)

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b2
b7E

The IOB has instructed OGC to report matters in which information [redacted] error is uploaded into a database. Thus, this situation is being reported to the IOB. (U)

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b7E

~~Derived from: G-3~~
~~Declassify on: 09/28/2017~~

~~SECRET//20170928~~

Hofmann-IOB-3696

IOB SUMMARY SHEET

Name of Department or Agency: FBI OGC

CY Quarterly Report: 2007

DATE OF INCIDENT: [redacted] issuance of NSL) DATE OF REPORT TO IOB: 09/30/07

DATE OF REPORT TO DEPARTMENT/AGENCY: 04/04/07

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

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POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

- FISA (50 U.S.C. 1801)
- Other (U.S.C. citation: [redacted])

EXECUTIVE ORDER 13333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG Approved EO 12333 Guidelines (Guidelines name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
- Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
- Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Advised field to purge database and destroy [redacted] information.

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b7E

*DATE OF FINAL DISPOSITION:

~~SECRET//20170830~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD OFFICE
IOB MATTER 2007-1395 (U)

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b7E

The Federal Bureau of Investigation ("FBI") has determined that in conducting a [REDACTED] investigation of a United States person, the FBI [REDACTED] Field Office [REDACTED] received [REDACTED] from a [REDACTED] that included [REDACTED] outside the date range requested in the National Security Letter (NSL). Before the [REDACTED] were sequestered and redacted, the results were uploaded into an FBI database. (U)

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(U)

In this regard, an investigation of the target, a United States person, was initiated on or about [REDACTED]. On 11/13/2006, San Francisco properly prepared and issued an NSL requesting [REDACTED] from [REDACTED] for a [REDACTED] associated with the target. However, in its response, because the [REDACTED] began in [REDACTED] [REDACTED] also provided records for [REDACTED]. The complete results; [REDACTED] from outside the date range requested in the NSL, were uploaded into an FBI database. (S)

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(U)

The [REDACTED] information was discovered about two months after being received when [REDACTED] was being conducted to further this investigation. The information has been sequestered with the CDC, purged from the database, and [REDACTED] have been redacted from the records which were then returned to the case file. (S)

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b7E

In this case, [REDACTED] corresponding to the [REDACTED] included [REDACTED] outside the date range requested by the NSL. The NSL results were immediately uploaded before [REDACTED] could be redacted and sequestered. As such, this is being reported to the IOB. It is noted, however, that [REDACTED] may be acquired by the FBI with an additional NSL if [REDACTED] is determined to be a relevant period of time to this investigation. (U)

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b7E

~~Derived from: G-3
Declassify on: 08/30/2017~~

~~SECRET//20170830~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report:

DATE OF INCIDENT

DATE OF REPORT TO IOB:

DATE OF REPORT TO DEPARTMENT/AGENCY: 4/6/2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

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POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

EXECUTIVE ORDER 12333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG APPROVED EO 12333 GUIDELINES (Guideline name and section:)

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation:)

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation:)

DEPARTMENT/AGENCY ACTION:

Information purged and destroyed or returned to per their direction.

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*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3699

~~SECRET//20170830~~

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] FIELD OFFICE
IOB MATTER 2007-1872 (U)

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b7E

DECLASSIFIED BY 65179/DMH/PLJ/sdb
ON 07-06-2010

(U)

The Federal Bureau of Investigation ("FBI") has determined that in conducting a [REDACTED] investigation of a United States person, the FBI [REDACTED] Field Office [REDACTED] issued an NSL to a [REDACTED] which had the [REDACTED] [REDACTED] which resulted in the production of information that was not relevant to the investigation. (S)

b2
b7E

(U) In this regard, an investigation of the target, a United States person, was initiated on or about [REDACTED] in order to [REDACTED]

[REDACTED]
On October 12, 2004, an NSL was issued pursuant to the [REDACTED]

[REDACTED]
[REDACTED] However, the NSL issued by the FBI contained a [REDACTED] such that [REDACTED] had [REDACTED] [REDACTED]. This appears to be an inadvertent typographical error, as the internal document authorizing the issuance of the NSL contained the [REDACTED] (S)

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The mistake was discovered upon an FBI Headquarters directed audit. The [REDACTED] material was then sequestered and is being purged from the database. The materials will either be returned [REDACTED] or destroyed. Inasmuch as the information returned [REDACTED] was necessarily not relevant to an authorized investigation, there was a violation, albeit, unintentional, of the [REDACTED]. Therefore, this matter is being reported to the IOB. (U)

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Hofmann-IOB-3700

~~Derived from: G-3
Declassify on: 08/30/2017~~

~~SECRET//20170830~~

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report:

DATE OF INCIDENT: October 12, 2004

DATE OF REPORT TO IOB:

DATE OF REPORT TO DEPARTMENT/AGENCY: April 4, 2007

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

STATUTE (United States Code Citation)

DATE 07-06-2010 BY 65179/DMH/PLJ/sdb

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

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b7E

EXECUTIVE ORDER 12333:

- Section 2.3 collection & dissemination of USP info
- Section 2.4 preamble: least intrusive collection
- Section 2.4(a) CIA electronic surveillance w/in US
- Section 2.4(b) unconsented physical search w/in US
- Section 2.4(c) physical surveillance of USP w/in US
- Section 2.4(d) physical surveillance of USP abroad
- Section 2.5 AG approval w/in US or against USP abroad
- Section 2.6 assistance to law enforcement
- Section 2.7 contracting
- Section 2.9 undisclosed participation
- Section 2.10 human experimentation
- Section 2.11 prohibition on assassination
- Section 2.12 indirect participation
- AG APPROVED EO 12333 GUIDELINES (Guideline name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

- Creation of unauthorized SAP (EO 12958, as amended)
- Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

- COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION
- Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

Information purged and destroyed or returned to request.

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b7E

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3701

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] DIVISION
IOB MATTER 2007-2221NSL (U)

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(U)

(U) By electronic communication ("EC") dated August 23, 2007, the [REDACTED] Division ([REDACTED]) reported a potential IOB error in conjunction with its [REDACTED] of a United States Person.

b2
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(S) In a National Security Letter (NSL) dated April 6, 2006, [REDACTED] requested [REDACTED] for a U.S. Person who was the target of an authorized [REDACTED] investigation. In addition to [REDACTED]

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(U)

(S) On July 12, 2007, [REDACTED] properly prepared for issuance by the [REDACTED] Office [REDACTED] a National Security Letter (NSL) to a [REDACTED] in furtherance of an authorized [REDACTED] investigation. The NSL requested [REDACTED] for [REDACTED] associated with the target, but returned in [REDACTED] for those [REDACTED] forwarded the results to [REDACTED] via an EC with attachments. [REDACTED] immediately upon reviewing the EC and return, recognized the [REDACTED] extracted it and sequestered it with the Chief Division Counsel (CDC).

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(U) Pursuant to the July 31, 2007 instructions from the IOB, the FBI is reporting this matter because the uploading of the over-produced information constitutes a compounding of the third party [REDACTED] error, even if the data was subsequently extracted and sequestered.

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(U) [REDACTED] has been instructed to [REDACTED] and ask whether the unintentionally acquired information should be returned or destroyed, with appropriate documentation to the file. If [REDACTED] deems the [REDACTED] information to be relevant, [REDACTED] has the option to issue a curative NSL requesting the [REDACTED] information, provided the investigation remains open. However, the information should remain sequestered with the CDC until either a new NSL is served or the [REDACTED] is destroyed or returned.

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b7E

IOB SUMMARY SHEET

Name of Department or Agency: FBI

CY Quarterly Report:

DATE OF INCIDENT: 04/06/06

DATE OF REPORT TO IOB:

DATE OF REPORT TO DEPARTMENT/AGENCY: 08/23/07

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

FISA (50 U.S.C. 1801)

Other (U.S.C. citation:)

b2
b7E

EXECUTIVE ORDER 13333:

Section 2.3 collection & dissemination of USP info

Section 2.4 preamble: least intrusive collection

Section 2.4(a) CIA electronic surveillance w/in US

Section 2.4(b) unconsented physical search w/in US

Section 2.4(c) physical surveillance of USP w/in US

Section 2.4(d) physical surveillance of USP abroad

Section 2.5 AG approval w/in US or against USP abroad

Section 2.6 assistance to law enforcement

Section 2.7 contracting

Section 2.9 undisclosed participation

Section 2.10 human experimentation

Section 2.11 prohibition on assassination

Section 2.12 indirect participation

AG Approved EO 12333 Guidelines

OTHER EXECUTIVE ORDER (SPECIFY)

Creation of unauthorized SAP (EO 12958, as amended)

Other (EO citation: _____).

PRESIDENTIAL DIRECTIVE (SPECIFY)

COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION: Return or destroy

*DATE OF FINAL DISPOSITION:

Hofmann-IOB-3703

(U)

INTELLIGENCE OVERSIGHT BOARD (IOB) MATTER
[REDACTED] DIVISION
IOB MATTER 2007-2218NSL (U)

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(U) By electronic communication ("EC") dated August 31, 2007, the [REDACTED] Division [REDACTED] reported a potential IOB error in conjunction with its [REDACTED] of a United States Person.

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(S) On March 7, 2007, [REDACTED] issued a National Security Letter (NSL) to a [REDACTED] seeking production of all records and [REDACTED] of a non-U.S. Person, the target of an authorized [REDACTED] investigation. In addition to responsive documents, the [REDACTED] produced two copies of items unrelated to the target or any of the target's [REDACTED]. These [REDACTED] items were initially uploaded to a central database, but have since been sequestered with the Chief Division Counsel (CDC).

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(U) Pursuant to the July 31, 2007 instructions from the IOB, the FBI is reporting this matter because the uploading of the over-produced information constitutes a compounding of the [REDACTED] [REDACTED], even if the data was subsequently extracted and sequestered.

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(U) [REDACTED] has been instructed to contact the [REDACTED] and ask whether the unintentionally acquired information should be returned or destroyed, with appropriate documentation to the file. If [REDACTED] deems the [REDACTED] information to be relevant, [REDACTED] has the option to issue a curative NSL requesting the [REDACTED] information, provided the investigation remains open. However, the information should remain sequestered with the CDC until either a new NSL is served or the [REDACTED] is destroyed or returned.

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