

[redacted] OGC) (FBI)

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From: GRIGG, G. CLAYTON (CTD) (FBI)
Sent: Wednesday, September 14, 2005 11:38 AM
To: [redacted] OGC) (FBI); [redacted] OI) (FBI); CANNON, MICHAEL A. (RMD) (FBI); [redacted] (CTD) (FBI)
Cc: [redacted] OGC) (FBI); [redacted] OGC) (FBI); BOWMAN, MARION E. (OI) (FBI); [redacted] (RMD) (FBI); [redacted] (RMD) (FBI); [redacted] (OGC)(FBI); [redacted] (ITSD)(FBI)
Subject: RE: New [redacted] Interface Control Document
Importance: High
Follow Up Flag: Follow up
Flag Status: Flagged

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NON-RECORD**

I am in Philadelphia on Monday returning mid/late Tuesday. The only other must commitment I have next week is an 11A to 12P meeting on 9/22. This is a top priority for us as well and would like to see it resolved. The IDW owes OGC an EC detailing how they are currently complying with PIA requirements on existing datasets. This must be completed prior to the ISPG approving new datasets. I spoke with IDW [redacted] about this and it will be completed.

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ALL INFORMATION CONTAINED
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 DATE 08-27-2007 BY 65179 DMH/BJA/CAL

UC G. Clayton Grigg
Proactive Data Exploitation Unit (PDEU), Rm 4913
 Terrorist Financing Operations Section (TFOS)
 Counterterrorism Division (CTD)

[redacted]

(202) 324 [redacted] office)
 (877) 270 [redacted] pager)

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-----Original Message-----

From: [redacted] (OGC) (FBI)
Sent: Wednesday, September 14, 2005 11:29 AM
To: [redacted] OI) (FBI); CANNON, MICHAEL A. (RMD) (FBI); [redacted] (CTD) (FBI); GRIGG, G. CLAYTON (CTD) (FBI)
Cc: [redacted] (OGC) (FBI); [redacted] OGC) (FBI); BOWMAN, MARION E. (OI) (FBI); [redacted] (RMD) (FBI); [redacted] (RMD) (FBI); [redacted] (OGC)(FBI)
Subject: RE: New [redacted] Interface Control Document

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**UNCLASSIFIED
NON-RECORD**

[redacted] Mike [redacted] Gervais:

To move this project forward and to facilitate the parallel DHS/SAO streamlining initiative, I think we should meet regarding (1) the planned ingest of the [redacted] into IDW and (2) [redacted] plan to phase out its cables re the SAOs.

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Also, we need to clarify with [redacted] the following language in the ICD, which is attached to this email.

- The FBI will provide responses to the SAO requests in an Oracle 8i database via the OSIS network.

We understood during our negotiations of the [redacted] MOU that this did not include substantive derogatory responses, which can't be sent via OSIS if they are classified. So, we'll need to clarify what the "FBI responses to the SAO requests" include.

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I would suggest first having an internal mtg and then a mtg w/ [redacted]
Are you available on Monday, 9/19 at 10 am? If so, I'll try to arrange for our NSLB conference room.

thanks

vpc

[redacted]
Assistant General Counsel
Policy & Training Unit
National Security Law Branch
(202) 324-[redacted]

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-----Original Message-----

From: [redacted] (OI) (FBI)
Sent: Wednesday, September 14, 2005 10:11 AM
To: [redacted] OGC) (FBI)
Subject: New [redacted] Interface Control Document

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UNCLASSIFIED
NON-RECORD

This document contains all the fields which [redacted] is willing to send us...

[redacted]
Program Analyst
Technology Planning & Operations Support Unit
Directorate of Intelligence
202 [redacted]

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[redacted] OGC) (FBI)

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From: GRIGG, G. CLAYTON (CTD) (FBI)
Sent: Monday, September 12, 2005 8:46 AM
To: [redacted] OGC) (FBI)
Cc: [redacted] (ITSD)(FBI); [redacted] (ITSD)(CON); [redacted] (ITOD)(CON)
Subject: RE [redacted]
Importance: High
Follow Up Flag: Follow up
Flag Status: Flagged

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~~SECRET~~
~~RECORD~~ [redacted]

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That is correct. [redacted] and I will provide you with an EC detailing how the IDW is meeting the conditions of the previous PIAs before a request is made of the ISPG for a new dataset.

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UC G. Clayton Grigg
Proactive Data Exploitation Unit (PDEU), Rm 4913
Terrorist Financing Operations Section (TFOS)
Counterterrorism Division (CTD)

[redacted]

DECLASSIFIED BY 65179 DMH/BJA/CAL
ON 08-27-2007

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(202) 324 [redacted] (office)
(877) 270 [redacted] (pager)

-----Original Message-----

From: [redacted] (OGC) (FBI)
Sent: Monday, September 12, 2005 8:06 AM
To: GRIGG, G. CLAYTON (CTD) (FBI)
Cc: [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)
Subject: RE [redacted]

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~~RECORD~~ [redacted]

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Gervis - just a reminder that our last EC approving new data sets for IDW required that prior to approving any additional datasets, we be provided with information regarding how IDW is meeting the conditions set forth in previous PIAs. Thanks!

-----Original Message-----

From: [redacted] (OGC) (FBI)
Sent: Friday, September 02, 2005 1:14 PM
To: TANNER, MARK A. (CTD) (FBI); [redacted] (CD) (FBI)
Cc: [redacted] (OI) (FBI); GRIGG, G. CLAYTON (CTD) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)
Subject: RE: [redacted]

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RECORD [redacted]

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[redacted] I met with [redacted] and Gervais Grigg (CTD) re this issue yesterday. We discussed this in terms of IDW ingesting the [redacted] as an interim measure. We will be following up with [redacted] to work out the details. I've attached the current MOU w/ [redacted] which will need to be modified or a new one entered into.

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Mark is correct that [redacted] has concerns about the re-dissemination of the [redacted] and so we will need to address that issue with training and appropriate markings on the docs in IDW but I believe, based upon what was discussed yesterday, that [redacted] is amenable to the transfer of data. We can discuss this further next week. I'll be in on Tues.

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[redacted]
Assistant General Counsel
Policy & Training Unit
National Security Law Branch
(202) 324-[redacted]

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-----Original Message-----

From: TANNER, MARK A. (CTD) (FBI)
Sent: Friday, September 02, 2005 8:16 AM
To: [redacted] (CD) (FBI)
Cc: [redacted] (OGC) (FBI); [redacted] (OI) (FBI)
Subject: RE: [redacted]

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~~RECORD~~ [redacted]

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This is not my area, but I've CC'd [redacted] OGC and [redacted] DI, as they negotiated the agreement with [redacted] for the query access that we have. From my understanding of [redacted] concerns, I think it's unlikely they will give us the data. However, if you can specifically articulate the data elements that are critical to have, they may be persuaded to give some specific elements of their records, as opposed to the [redacted] which they feel they must tightly control.

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Mark A. Tanner
Director of the
Foreign Terrorist Tracking Task Force
703-[redacted]

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-----Original Message-----

From: [redacted] (CD) (FBI)
Sent: Thursday, September 01, 2005 6:01 PM
To: TANNER, MARK A. (CTD) (FBI)
Subject: FW:

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~~RECORD~~ [redacted]

Mark....Tim Berezney asked me to contact you regarding the attached EC. New York would like to pursue the attached initiative which my Unit is sponsoring. Tim wanted to know if we already had access to "this" via FTTF. Any help is appreciated.

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Thanks...UC [redacted] CD-1B, 202-[redacted]

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-----Original Message-----

From: [redacted] (NY) (FBI)
Sent: Thursday, August 11, 2005 4:52 PM
To: [redacted] (CD) (FBI)
Cc: [redacted] (NY) (FBI)
Subject:

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[redacted]

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Attached is a draft EC that I would like to submit regarding the visitor project that we discussed (via e-mail). I am sending the EC to you in a draft format for you to review and provide comments. I am especially interested in your thoughts regarding to whom the EC is addressed as well as the approval line. Based on previous meetings I attended, it is my understanding that in order to get Information Technology (IT) resources allocated to a project you need pretty high level approvals. I don't want to go over board with the approvals but I want the DI and IT Divisions to understand that this is an important project to the CI Division.

Please do not disseminate this EC as I have not yet received approval from the NYO management. Please give me a call to discuss. If I am not around please give [redacted] a call.

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[redacted]
(631) [redacted]

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

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

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

[redacted] (OGC) (FBI)

From: [redacted] (OGC) (FBI)
Sent: Tuesday, September 06, 2005 12:24 PM
To: [redacted] (OGC) (FBI)
Subject: FW: Looking for Guidance

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[redacted] do you have any time this week to discuss the item below? It arises out of the [redacted] MOU.
I can fill you in.
vpc

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DATE 08-27-2007 BY 65179 DMH/BJA/CAL

[redacted]
Assistant General Counsel
Policy & Training Unit
National Security Law Branch
(202 [redacted])

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-----Original Message-----

From: [redacted] (OI) (FBI)
Sent: Tuesday, September 06, 2005 8:09 AM
To: [redacted] (OGC) (FBI)
Subject: FW: Looking for Guidance

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NON-RECORD

Here's the e-mail I sent to RMD re bringing non-text [redacted] records into the FBI Net environment. There are a lot of other records management-related questions but I kept this to a narrow focus so as not to overwhelm [redacted]. I've never talked to her before. Haven't gotten a reply yet.

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[redacted]
Program Analyst
Technology Planning & Operations Support Unit
Directorate of Intelligence
202 [redacted]

-----Original Message-----

From: [redacted] CINDY R. (OI) (FBI)
Sent: Thursday, September 01, 2005 11:12 AM
To: [redacted] RMD) (FBI)
Cc: [redacted] (OIPP)(FBI); [redacted] (ITOD)(FBI); [redacted] (ITOD) (FBI); [redacted] (OI) (FBI)
Subject: Looking for Guidance

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I am coordinating a project that supports the FBI's counterterrorism and counterintelligence programs, and a records management issue has come up. Based on what I found in the RMD Assignment Chart, your unit looks

like the best place to start looking for an answer!

Currently the [redacted] sends teletypes to the FBI [redacted]. The teletypes are uploaded into ASC (I believe all under one file number) and are also stored in the Investigative Data Warehouse (IDW). Our operational divisions use the information in those teletypes to determine whether or not they should take any kind of action [redacted]. [redacted] is changing the way they provide this information to the FBI. Instead of teletypes, we will receive a data feed from an Oracle database [redacted].

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The FBI does not currently have an application ready to house this information; however, the counterterrorism and counterintelligence programs consider this information critical. As a short term solution, we are discussing creating text documents from the structured fields. The documents would look very similar to how the teletypes look now, and they would be distributed to the operational divisions by the Communications Center just like the teletypes are now. The documents would also be uploaded into ACS and IDW so field offices can access them quickly.

The question is this: The teletypes now come from [redacted] as text documents and are placed into ACS in that format. Can the FBI, from a records management rules perspective, convert data which will come in a structured format into text documents and place them into an ACS file? [redacted] has advised they will discontinue sending the teletypes at the end of October so we're on a short deadline. It is noted the FBI signed an MOU in July 2004 which started this process. Under that agreement [redacted] could have stopped the teletypes in January 2005 but they've taken pity on us because we weren't ready then. We aren't in much of a position to ask them to delay their plans again!

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[redacted]

Program Analyst
Technology Planning & Operations Support Unit
Directorate of Intelligence
202-324-[redacted]

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[redacted] (OGC) (FBI)

From: [redacted] (OGC) (FBI)

Sent: Tuesday, August 09, 2005 4:47 PM

To: [redacted]. (CID) (FBI)

Cc: GRIGG, G. CLAYTON (CTD) (FBI); [redacted] (OI) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)

Subject: RE: FinCen MOU

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[redacted] Thanks for the current MOU. The Re-Dissemination Guidelines were illegible in parts and so I'll contact [redacted] the POC that you mention below, for a better copy (or the Counsel's Office). I noticed that there is no signature re the OGC sign off on the 8/4 cover sheet. Who will be providing final OGC concurrence on this or has that already occurred?

Although I need to read the clearer version of the Re-dissemination Guidelines, it appears to me that the Re-dissemination Guidelines permit the further dissemination of info from an FBI file to a JTTF member provided the one-time notice is given and the other conditions are met. I was wondering whether a similar type carve out could be made available for NCTC—whether in this agreement or by separate agreement. I am just exploring all the possible options to determine what is the best avenue to pursue. As you know, the FBI feeds NCTC international terrorism subjects, which in turn feeds the TSC's Terrorist Screening Database. So, we are just trying to ensure the widest information sharing permissible by law that serves the mandate in HSPD-6 to share terrorist information.

Thanks for your help.

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[redacted]
Assistant General Counsel
Policy & Training Unit
National Security Law Branch
(202) [redacted]

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-----Original Message-----

From: [redacted] (CID) (FBI)

Sent: Tuesday, August 09, 2005 3:21 PM

To: [redacted] (OGC) (FBI)

Cc: GRIGG, G. CLAYTON (CTD) (FBI); [redacted] (OI) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)

Subject: RE: FinCen MOU

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Attached is the final version of the MOU with FinCEN that allows for the use of BSA data in IDW. This MOU has been signed by the director of FinCEN and is awaiting Director Mueller's signature. It has been a long time in the negotiation phase and both parties (FBI and FinCEN) are very anxious to get this signed.

FinCEN is the administrator of the Bank Secrecy Act and is bound by certain laws and regulations to safeguard the reports filed under the BSA. As you can see from this MOU and the attachments, FinCEN has mandated and IDW has been complying with a number of reporting requirements. Specifically, IDW

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As has been previously explained to NCTC, and I believe the listing of FinCEN's reporting requirements may have been previously provided to them (pages 50-53 of the attachment), it is not a matter of IDW simply transferring the data to NCTC or any other entity to use as they wish. The agreement with FinCEN is for IDW use and compels compliance with the mandated reporting. NCTC will need to articulate to FinCEN that the same reporting information can and will be provided, before FinCEN will allow use in this other system. If this can be done, then I would think FinCEN would support NCTC's request for a copy of the information.

NCTC has previously provided a letter to FinCEN that [Redacted]

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It is my understanding that although the FBI has personnel assigned to NCTC, it is not an FBI component. If that is the case, then my suggestion to NCTC would be to contact FinCEN directly to enter into their own MOU for this type of information, or to seek FinCEN's permission to allow IDW to provide the data to NCTC. The appropriate point of contact at FinCEN is Mr. [Redacted] Associate Director, Client Liaison & Services Division, PO Box [Redacted] telephone [Redacted]

SSA [Redacted]
FBI Liaison to FinCEN
(703) 905-[Redacted]
Fax: (703) [Redacted]
http: [Redacted]

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-----Original Message-----

From: [Redacted] (OGC) (FBI)
Sent: Tuesday, August 09, 2005 1:07 PM
To: [Redacted] (CID) (FBI)
Cc: GRIGG, G. CLAYTON (CTD) (FBI); [Redacted] (OI) (FBI); [Redacted] (OGC) (FBI); [Redacted] (OGC) (FBI)
Subject: FinCen MOU

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[Redacted] I have been discussing the "redissemination" of BSA [Redacted] info with [Redacted] at NCTC. I also spoke with Gurvais Grigg who mentioned that there may be a new version of the FinCen MOU that addresses this issue. The version that I have is 5/19/05. Could you send me the latest draft of the MOU and after I have reviewed it, I'd like to discuss with you how this issue is being handled to see whether we can address the recurring problem that will be faced by NCTC in using this info.

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Thanks for your help and I look forward to hearing from you.

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[Redacted]
Assistant General Counsel
Policy & Training Unit
National Security Law Branch
(202) 324-[Redacted]

SENSITIVE BUT UNCLASSIFIED

[redacted] (OGC) (FBI)

From: Caproni, Valerie E. (OGC) (FBI)

Sent: Thursday, May 12, 2005 12:17 PM

To: [redacted] (OGC) (FBI); KELLEY, PATRICK W. (OGC) (FBI); [redacted] I. (OGC) (FBI)

Cc: [redacted] (FBI)

Subject: RE: QFR

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ok

-----Original Message-----

From: [redacted] (OGC) (FBI)

Sent: Thursday, May 12, 2005 12:08 PM

To: KELLEY, PATRICK W. (OGC) (FBI); Caproni, Valerie E. (OGC) (FBI); [redacted] (OGC) (FBI)

Cc: [redacted] (OGC) (FBI)

Subject: RE: QFR

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I am nervous about mentioning PIA in context of national security systems. It is true the FBI currently requires PIAs for NS systems as well as non-NS systems. However, the recent statutory PIA requirement (E-Gov Act) and implementing OMB regs expressly exclude NS systems from this requirement. Among other things, creating PIAs for major systems like VCF can entail substantial costs. Accordingly we have had preliminary staff musings that maybe we should now move to limit FBI PIA requirements to non-NS systems, and our plan is to surface this question for a decision by the Director. (But we probably will also him the option of still doing some sort of internal privacy policy scrub on NS systems, though less onerous than PIA and called something else.)

But given possibility that in near future Director might opt to forego PIAs for NS systems, I recommend against raising congressional consciousness levels and expectations re NS PIAs. Plus as suggested by Pat's comments, it's entirely possible that we haven't done a PIA on at least some of the systems where the instant data resides/will reside. (We have done a number of PIAs on IDW, but not on ACS or on numerous case specific databases.)

-----Original Message-----

From: KELLEY, PATRICK W. (OGC) (FBI)

Sent: Thursday, May 12, 2005 10:16 AM

To: Caproni, Valerie E. (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)

Subject: RE: QFR

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The following isn't quite correct.

"We do not expect that extraneous, irrelevant data will be entered into our databases, but, to the extent such information is added to a database, all databases are subject to review pursuant to a

Privacy Impact Assessment. " We don't subject every database to a privacy impac assessment. Systems, such as ACS, that were extant when we began the PIA process were grandfathered in; hence, only new, significant sytems are subject to review under our current regs. If a system has gone through a PIA and been approved, then the addition of new information won't necessarily trigger the need for another review. Certainly, if the additions are significant or alter the nature of the system or its uses, then another PIA is warranted. So, I think you would want to change the statement to something like: "We do not intentionally add extraneous, irrelevant data to our record systems and attempt to include safeguards against doing so in their design and operation. We employ a Privacy Impact Analysis process to review significant new systems or the addition into existing systems of significant new data in an effort to balance our investigative needs with the privacy interests of the citizentry."

-----Original Message-----

From: Caproni, Valerie E. (OGC) (FBI)

Sent: Wednesday, May 11, 2005 6:28 PM

To: KELLEY, PATRICK W. (OGC) (FBI) [redacted] (OGC) (FBI) [redacted]

A. (OGC) (FBI)

Subject: QFR

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I played around a little with the wording of this answer. Is the answer still correct? I would like still like to slide something in about PIA to give him a sense that we really do worry about the privacy interests of uninvolved people whose data we slurp up. Any suggestions would be appreciated.

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[redacted] (OGC) (FBI)

From: Caproni, Valerie E. (OGC) (FBI)

Sent: Tuesday, March 01, 2005 7:04 PM

To: [redacted] (OCA) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)

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Cc: [redacted] (OGC) (FBI); KELLEY, PATRICK W. (OGC) (FBI)

Subject: RE: Revised Response to SSCI Re: Data Mining Policy and Practice

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DATE 08-27-2007 BY 65179 DMH/BJA/CAL

3 comments:

1. I didn't get to this until after COB. Pat Kelley will be in on Wednesday and he should see it and be comfortable with the answer.
2. I have always heard the "General Crimes, Racketeering etc" guidelines called the "General Crimes Guidelines" and would suggest that be used as the defined term.
3. I would suggest the first 2 sentences of the next to the last paragraph of the letter be changed to read: "Acknowledging privacy concerns that may arise from FBI engaging in "data mining", the Director established the Information Sharing Policy Group, which is chaired by the E__A__D__s for Intel and admin. This group reviews requests for new data sets, the dissemination and access [I think they also deal with access] controls imposed on data sets, and new systems that permit analysis of large data sets."

I make that suggestion because otherwise the paragraph sets up a non sequitur. You introduce the ISPG as being connected to the development of new systems but then talk about data sets.

-----Original Message-----

From: [redacted] (OCA) (FBI)

Sent: Tuesday, March 01, 2005 4:01 PM

To: [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)

Cc: [redacted] (OGC) (FBI); KELLEY, PATRICK W. (OGC) (FBI); Caproni, Valerie E. (OGC) (FBI)

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Subject: RE: Revised Response to SSCI Re: Data Mining Policy and Practice

**UNCLASSIFIED
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Thanks. I just now returned to this. [redacted] thanks for your comments. I've implemented them, though I did not revise the IDW section (I think that section is explaining how it developed, not where it's headed, so I think it's OK from that standpoint) [redacted] pointed out this morning that IDW is a data mart, rather than an example of data mining. I will point that out to [redacted] but I think including it makes the "process" paragraph that follows it more logical, and I think the distinction between a data mart and a data mining vehicle will be lost on those who just think we are looking into citizens' lives too much.

[redacted] are you referring to [redacted] first comment? I think that if you had seen the rest of it, you'd be OK with these revisions. I had an OK idea when I started the paragraph, but I think [redacted] revision improves it.

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I've attached the latest version for the benefit of everyone except Pat, who will just be confused.

Because I understand from [redacted] that GC Caproni is very involved in this topic, and because we were seeking her review earlier today, I've copied GC Caproni. I'm happy to receive comments from

either DGC Kelley or GC Caproni. (I apologize for the miscommunication with GC Caproni earlier today. I was attempting to alert her that [redacted] and I had discussed several revisions [redacted] had recommended and, although I had made all the revisions we continued to agree were needed, I had not made all those noted in the earlier email provided to GC Caproni. Instead of clarifying the state of play, GC Caproni thought I was saying OCA was going to ignore OGC comments. That was, of course, not the case.)

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Thanks for your continued help.

[redacted]
Office of Congressional Affairs
JEH Building Room 7252
202 [redacted]

b2

-----Original Message-----

From: [redacted] (OGC) (FBI)
Sent: Tuesday, March 01, 2005 3:44 PM
To: [redacted] (OGC) (FBI); [redacted] (OCA) (FBI).
Cc: [redacted] (OGC) (FBI); KELLEY, PATRICK W. (OGC) (FBI)
Subject: RE: Revised Response to SSCI Re: Data Mining Policy and Practice

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UNCLASSIFIED
NON-RECORD

I'm coming into this from the top down of a big e-mail queue, so I haven't read nuthin and I apologize if I've missed all points and am just stating the obvious. But just to be sure, the unclas AGG expressly states it is not intended to be an exclusive list. Thus when it says FBI can do something for CT purposes, that does not mean we are prohibited from doing the something for other purposes.

-----Original Message-----

From: [redacted] (OGC) (FBI)
Sent: Tuesday, March 01, 2005 12:17 PM
To: [redacted] (OCA) (FBI)
Cc: [redacted] (OGC) (FBI); KELLEY, PATRICK W. (OGC) (FBI); [redacted] (OGC) (FBI)
Subject: RE: Revised Response to SSCI Re: Data Mining Policy and Practice

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NON-RECORD

Sue - The 5th paragraph starts out "In contexts that do not involve counterterrorism" the FBI can conduct topical research. Suggest changing that to something like "In addition, the FBI is authorized to carry out general topical research . . ." We can carry out general topic research in both CT and non-CT matters. Your introductory paragraph makes it sound like topical research only applies in the non-CT context.

Also - the paragraph regarding IDW - I think it is factual as written but I just want you to know that IDW will also be used for criminal and other authorized non-CT investigations as it evolves.

Finally, in the second to last paragraph - half way down - change "This process" to "The PIA process." I'm not sure what "this process" refers to. But I think the correct reference is to the PIA process.

-----Original Message-----

From: [redacted] (OCA) (FBI)
Sent: Tuesday, March 01, 2005 9:04 AM
To: [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); KELLEY, PATRICK W. (OGC) (FBI)
Subject: Revised Response to SSCI Re: Data Mining Policy and Practice

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UNCLASSIFIED
NON-RECORD

[redacted] and [redacted]

Thanks for working with me on the proposed response to SSCI re: data mining.

We had agreed on the following sentence as a way of avoiding some of the intricacies of data mining policy: "**When permitted by law, and appropriate to an authorized work activity,** information gleaned from searching non-FBI databases may be included in FBI systems and, once there, may be accessed by employees conducting searches in furtherance of other authorized activities."

Unfortunately, I couldn't get that to fly, since that was the crux of the Senator's inquiry.

Consequently, I've revised the letter to include AG Guideline language. Because it contains some classified content from the NSIG, the letter is now classified.

Could you review and let me know if **you have problems?** If so, we'll need to work them out quickly, since this is currently pending [redacted] review with a view toward getting it out today. I have obtained FTTTF, CIO, and OI approval for everything but the AG Guideline content, which I'm not going to run by them.

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Pat, I'll reflect the letter as approved by you (among others), so feel free to obtain additional review if you believe it necessary.

Thanks to you all.

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b7C

[redacted]
 Office of Congressional Affairs
 JEH Building Room 7252
 202 [redacted]

b2

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UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

[redacted] (OGC) (FBI)

From: GRIGG, G. CLAYTON (CTD) (FBI)
Sent: Friday, February 18, 2005 1:06 PM
To: [redacted] (OGC) (FBI); TANNER, MARK A. (DO)(FBI)
Subject: RE: additions to IDW

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b7C

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[redacted]

Thanks for your summary. I have not seen the DHS MOU and would love to see the link [redacted] I do not know if th [redacted] is governed by the DHS MOU. We will get all of the DHS data from FTTTF including the [redacted]

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DATE 08-27-2007 BY 65179 DMH/BJA/CAL

-----Original Message-----

From: [redacted] (OGC) (FBI)
Sent: Friday, February 18, 2005 11:18 AM
To: TANNER, MARK A. (DO)(FBI); GRIGG, G. CLAYTON (CTD) (FBI)
Subject: FW: additions to IDW

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b7C

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Mark/Gervis - out of the list below of data requested to be included in IDW, I understand that items 1, 2, and 4 are governed by the new MOU with DHS regarding [redacted] data. Right? The [redacted] data is coming in separately and is not included in that MOU, right? Is there any MOU that governs our use of [redacted] data? I assume that Gervis will be getting the DHS data from FTTTF for entry into IDW?

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b7E

Gervis - have you seen the DHS MOU? If you give me an outside email address I can email it to you.

Thanks!

-----Original Message-----

From: [redacted] (OGC) (FBI)
Sent: Thursday, February 17, 2005 2:45 PM
To: [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)
Cc: [redacted] (OGC)(FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)
Subject: RE: additions to IDW

b6
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NON-RECORD

[redacted] as you are well awared, we'd have to ensure that the special requirements re [redacted] in the [redacted] are properly handled pursuant to the DHS MOU.

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b7E

-----Original Message-----

From: [redacted] (OGC) (FBI)
Sent: Thursday, February 17, 2005 1:20 PM
To: [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)

b6
b7C

Cc: [redacted] OGC(FBI); [redacted] (OGC) (FBI); [redacted] OGC (FBI)
Subject: FW: additions to IDW

b6
b7C

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

CTD is requesting that the following data sets be included in IDW. I think that the ISPG approved the addition of the [redacted] data and the Intelplus files rooms (items 6, 7, and 8) at the meeting Tuesday. ALU has the ticket to respond regarding whether this is appropriate under the PIA process. I am forwarding this to NSLB and ILU so that you can determine whether your units have any equities/legal issues with the addition of these data sets. Once we've had a chance to review we can figure out the most appropriate OGC response. I'm guessing these will be on the agenda for the DACT. Thanks!

b2
b7E

-----Original Message-----

From: GRIGG, G. CLAYTON (CTD) (FBI)
Sent: Thursday, February 17, 2005 10:54 AM
To: [redacted] (OGC) (FBI); [redacted] (OI) (OGA)
Subject: RE: additions to IDW

b6
b7C

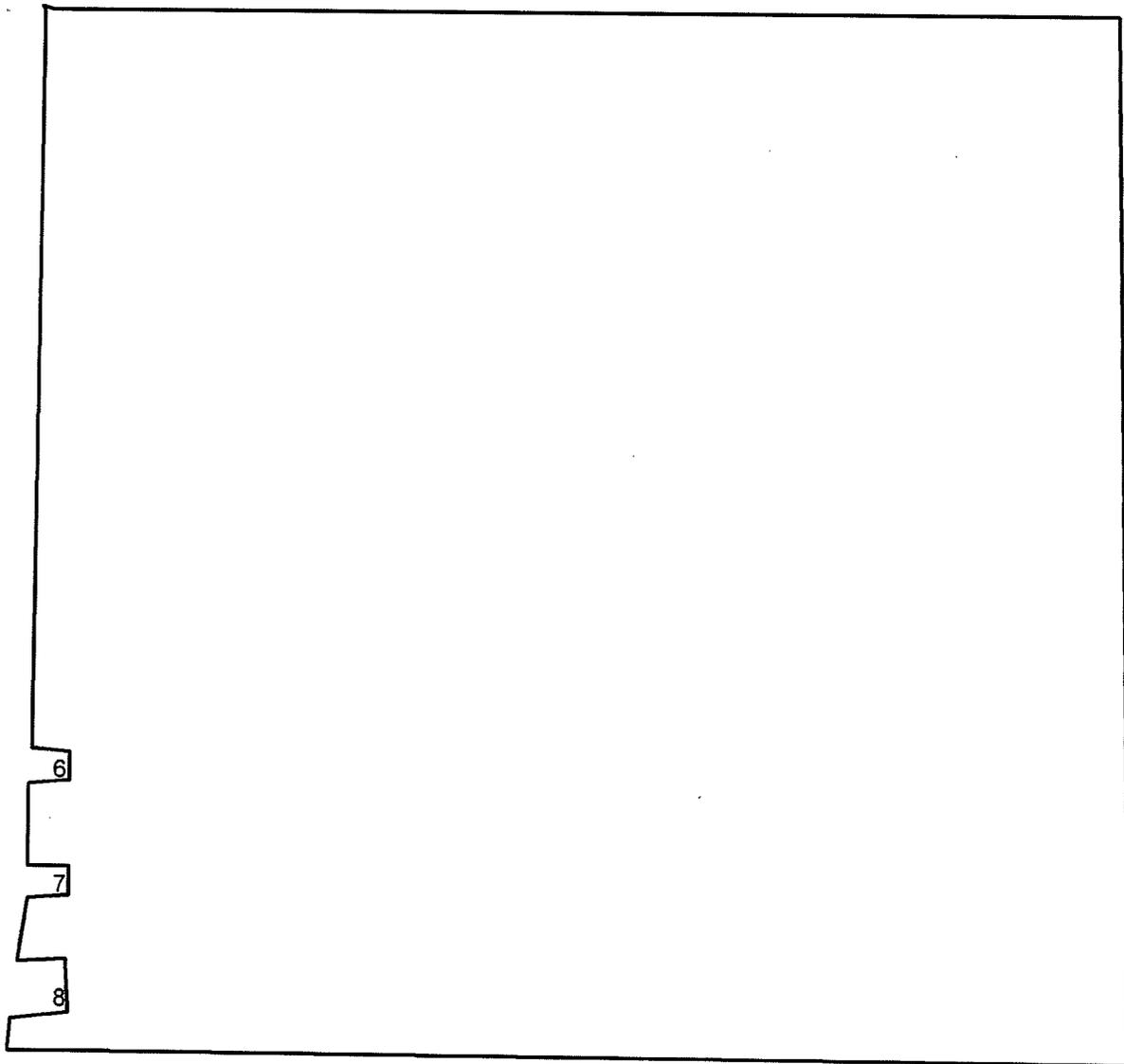
SENSITIVE BUT UNCLASSIFIED
NON-RECORD

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

The Counterterrorism Division (CTD) requests that the below listed eight (8) data sources be approved by the Information Sharing Policy Group (ISPG) for inclusion within the Investigative Data Warehouse (IDW). These data sets have been selected to enhance and promote greater information awareness, prevent redundancy of effort and promote greater inter-agency sharing and collaboration. Because of the diverse nature of these data sets they will assist multiple other investigative programs including CTD:

1. [redacted]
2. [redacted]
3. [redacted]
4. [redacted]
5. [redacted]

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-----Original Message-----

From [redacted] (OGC) (FBI)
Sent: Wednesday, February 16, 2005 1:04 PM
To: GRIGG, G. CLAYTON (CTD) (FBI) [redacted] (OI) (OGA)
Subject: additions to IDW

b6
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NON-RECORD

I understood from the DACT that Gervis was going to type up a summary of the information contained in the data sets requested to be added to IDW and circulate those before the ISPG meeting. I did not get that before yesterday's meeting. I think we still need the descriptions - both for the 2 data sets approved at the meeting yesterday and for the 2 data sets under consideration [redacted] Thanks.

b2
b7E

[redacted] (OGC) (FBI)

From: [redacted] (OGC) (FBI)

Sent: Thursday, February 17, 2005 2:45 PM

To: [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)

b6
b7C

Cc: [redacted] (OGC)(FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)

Subject: RE: additions to IDW

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

[redacted] as you are well aware, we'd have to ensure that the special requirements re [redacted] in the [redacted] are properly handled pursuant to the DHS MOU.

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-----Original Message-----

From: [redacted] (OGC) (FBI)

Sent: Thursday, February 17, 2005 1:20 PM

To: [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)

b6
b7C

Cc: [redacted] (OGC)(FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)

Subject: FW: additions to IDW

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

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b2
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-----Original Message-----

From: GRIGG, G. CLAYTON (CTD) (FBI)

Sent: Thursday, February 17, 2005 10:54 AM

To: [redacted] (OGC) (FBI); [redacted] (OI) (OGA)

b6
b7C

Subject: RE: additions to IDW

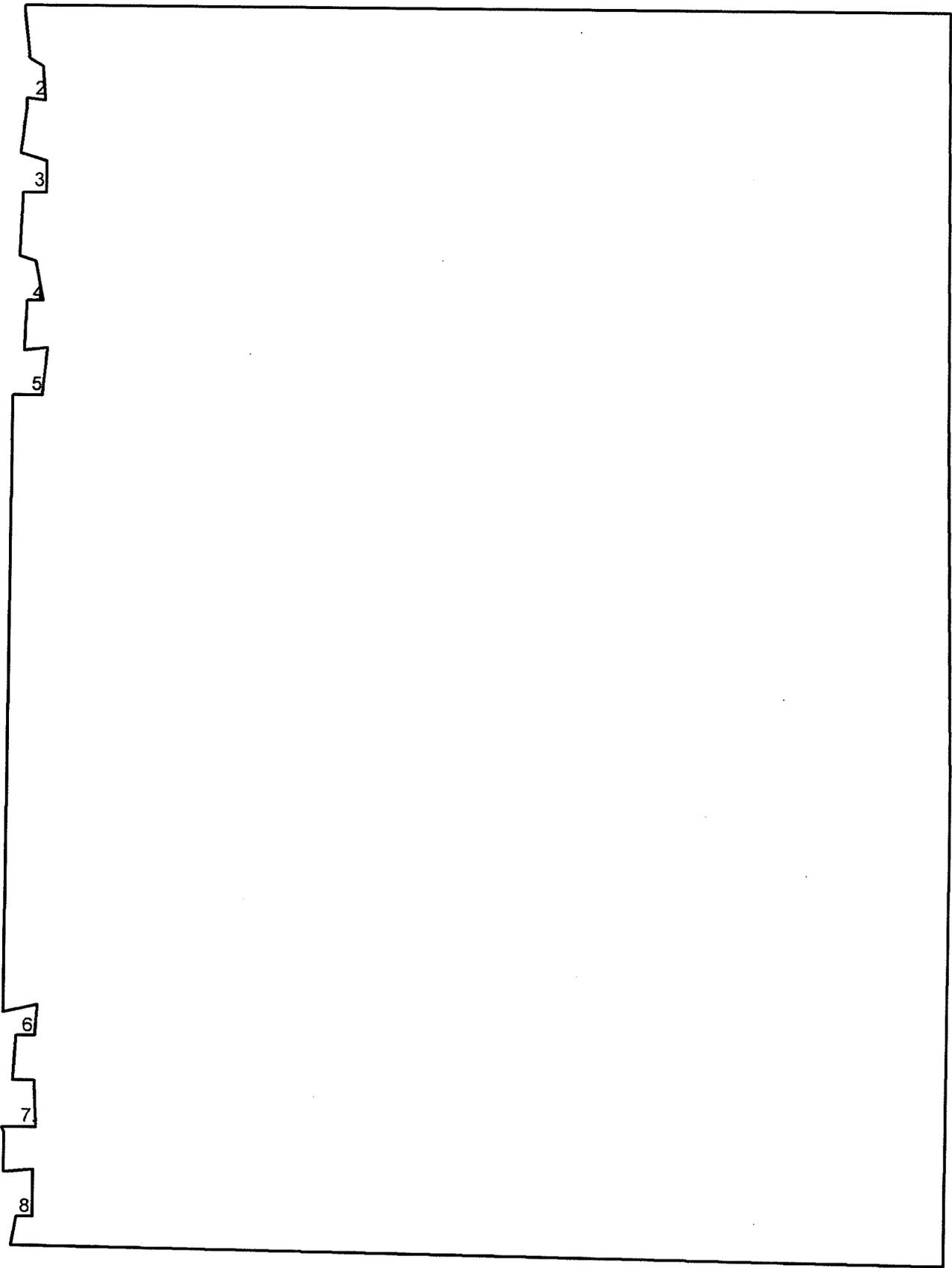
SENSITIVE BUT UNCLASSIFIED
NON-RECORD

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NON-RECORD

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[redacted]

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-----Original Message-----

From: [redacted] (OGC) (FBI)
Sent: Wednesday, February 16, 2005 1:04 PM
To: GRIGG, G. CLAYTON (CTD) (FBI); [redacted] (OI) (OGA)
Subject: additions to IDW

b6
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UNCLASSIFIED
NON-RECORD

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[redacted] Thanks.

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SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

[Redacted] (OGC) (FBI)

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b7C

From: GRIGG, G. CLAYTON (CTD) (FBI)

Sent: Thursday, February 17, 2005 10:54 AM

To: [Redacted] (OGC) (FBI) [Redacted] (OI) (OGA)

b6
b7C

Subject: RE: additions to IDW

ALL INFORMATION CONTAINED
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DATE 08-27-2007 BY 65179 DMH/BJA/CAL

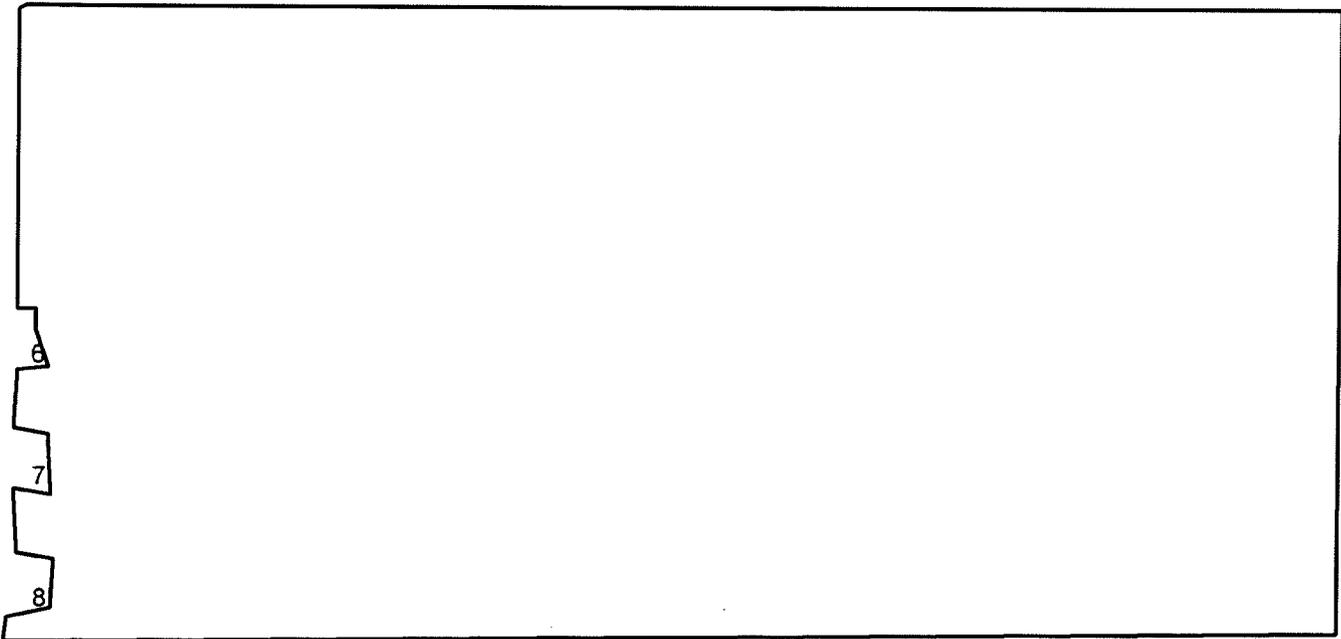
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1. [Redacted]
2. [Redacted]
3. [Redacted]
4. [Redacted]
5. [Redacted]

b2
b7E



b2
b7E

-----Original Message-----

From: [redacted] (OGC) (FBI)
Sent: Wednesday, February 16, 2005 1:04 PM
To: GRIGG, G. CLAYTON (CTD) (FBI); [redacted] (OI) (OGA)
Subject: additions to IDW

b6
b7C

UNCLASSIFIED
NON-RECORD

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SENSITIVE BUT UNCLASSIFIED

ALL INFORMATION CONTAINED
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DATE 08-27-2007 BY 65179 DMH/BJA/CAL b6
b7C

[redacted] (OGC) (FBI)

From: [redacted] (RMD) (FBI)

b6
b7C

Sent: Tuesday, May 31, 2005 9:18 AM

To: [redacted] (OGC) (FBI); [redacted] (OI) (FBI); [redacted] (OI) (FBI); [redacted] (OI) (OGA); [redacted] (OI) (CON); [redacted] (CD) (FBI); BOWMAN, MARION E. (OI) (FBI); [redacted] (SecD) (CON); [redacted] (OI) (FBI); [redacted] (OI) (OGA); [redacted] (ITOD) (FBI); [redacted] (OIPP) (FBI); [redacted] (RMD) (FBI); GRIGG, G. CLAYTON (CTD) (FBI); [redacted] (ITSD) (FBI); [redacted] (OGC) (FBI); HALL, DEAN E. (OIPM) (FBI); [redacted] (OGC) (FBI); [redacted] (OI) (FBI); [redacted] (OGC) (FBI); [redacted] (ITOD) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OI) (FBI); [redacted] (RMD) (FBI); [redacted] (SecD) (OGA); [redacted] (OI) (CON); [redacted] (OGC) (FBI); [redacted] (OI) (FBI); RITCHHART, KENNETH MICHAEL (ITSD) (FBI); [redacted] (OI) (FBI); [redacted] (CyD) (FBI); [redacted] (OI) (CON); [redacted] (SecD) (FBI); SOLOMON, JONATHAN I. (DO) (FBI); [redacted] (ITSD) (FBI); VAN DUYN, DONALD N. (CTD) (FBI); [redacted] (ITSD) (FBI)

b6
b7C

Subject: RE: IDW Dataset EC

**UNCLASSIFIED
NON-RECORD**

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[redacted] has been working on this. She won't return until June 1 so I'll ask how far she's gotten on it.

-----Original Message-----

From: [redacted] (OGC) (FBI)

Sent: Tuesday, May 31, 2005 8:55 AM

To: [redacted] (OI) (FBI); [redacted] (OI) (FBI); [redacted] (OI) (OGA); [redacted] (OI) (CON); [redacted] (OI) (FBI); [redacted] (OI) (CON); [redacted] (CD) (FBI); BOWMAN, MARION E. (OI) (FBI); [redacted] (SecD) (CON); [redacted] (OI) (FBI); [redacted] (OI) (OGA); [redacted] (ITOD) (FBI); [redacted] (OIPP) (FBI); [redacted] (RMD) (FBI); GRIGG, G. CLAYTON (CTD) (FBI); [redacted] (ITSD) (FBI); [redacted] (OGC) (FBI); HALL, DEAN E. (OIPM) (FBI); [redacted] (OGC) (FBI); [redacted] (OI) (FBI); [redacted] (OGC) (FBI); [redacted] (ITOD) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OI) (FBI); [redacted] (RMD) (FBI); [redacted] (RMD) (FBI); [redacted] (SecD) (OGA); [redacted] (OI) (CON); [redacted] (OGC) (FBI); [redacted] (OI) (FBI); RITCHHART, KENNETH MICHAEL (ITSD) (FBI); [redacted] (OI) (FBI); [redacted] (CyD) (FBI); [redacted] (OI) (CON); [redacted] (SecD) (FBI); SOLOMON, JONATHAN I. (DO) (FBI); [redacted] (ITSD) (FBI); VAN DUYN, DONALD N. (CTD) (FBI); [redacted] (ITSD) (FBI)

b6
b7C

Subject: RE: IDW Dataset EC

**UNCLASSIFIED
NON-RECORD**

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(1) I have not seen the IDW PIAs and I will reach out to ALU to get a copy. I need to review that and then I'll give you more comments b/c some of my concerns may be addressed in that document. Some of the records contained in these data sets (eg [redacted] in the [redacted]) are subject to special handling restrictions but these may be addressed in the IDW PIA and/or in the guidance RMD will issue. Is there a draft of the RMD guidance available for review now?

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