Reference is made to Assistant Administrator Craig's e-mail below re: Operation Hemisphere. Since that e-mail was transmitted, Hemisphere has come on line at the Atlanta HIDTA, and the HIDTAs have generally established that DEA Hemisphere requests should be passed to the local HIDTA which will then forward the request to the appropriate Hemisphere HIDTA (Atlanta, Houston, or LA).

Also, DARTS/National Subpoena Generator (NSG) now has a separate tab, labeled "ATT-H", for the Operation Hemisphere subpoena (which has language approved by Chief Counsel). However, this tab is only made visible to those designated by their field division to have the authority to initiate Hemisphere subpoenas. In order to facilitate access to the NSG Hemisphere subpoena for your office, please forward me a list of those individuals that your field division would like to have the ability to generate Hemisphere subpoenas, and we will provide them access to the "ATT-H" tab. While there is no specific limit, the FDs that have already forwarded lists have kept their list to about 20 people to keep the program manageable and not overwhelm the Hemisphere staff.

I realize there continue to be plenty of questions on Hemisphere - Please call me anytime with any questions or requests for more info, etc.

See most of you next week - Thanks,

Chief, Operational Support Section
Office of Special Intelligence
From: [Redacted]
Sent: Monday, August 04, 2008 5:46 PM
To: DEA SAC's; DEA Associate SACs; DEA ASAC's
Cc: [Redacted]

Subject: Operation Hemisphere Program Guidance

(b)(7)(E)
Many of you have expressed an interest in participating in the Operation Hemisphere Program. Attached is a brief overview of the program and request forms used the LA and Houston Field Divisions that will hopefully help your Divisions get started. If you have any questions, please contact [Redacted] or [Redacted].
There will be more to come, but, as best as I can recall, here’s about an official of a DEA-wide rollout as Hemisphere had.

Many of you have expressed an interest in participating in the Operation Hemisphere Program. Attached is a brief overview of the program, procedural information, and request forms used the LA and Houston Field Divisions that will hopefully help your Divisions get started. If you have any questions, please contact [BLANK].
Subject: FW: Operation Hemisphere

From: Group Supervisor-Group 2
San Diego Field Division

Sent: Tuesday, October 28, 2008 10:05 AM

Importance: High

“IT CAN BE DONE”
The Hemisphere request consists of:
1. An administrative subpoena
2. A Hemisphere Project Request Form (two pages)

The following protocol will be used in requesting information using the Hemisphere Project:

Subpoena

Hemisphere Request Form – two pages
1st page:
- Case number: self explanatory
- Date: The date of your request

- Email results to: self explanatory
- Case Name: Case number will suffice here
Any questions or concerns regarding the Hemisphere Project may be directed to [Your Contact Information].
Hemisphere Program Articles & Scrutiny

Task Force Commanders / Initiative Managers,

By now you have undoubtedly heard, seen, or read some if not all of the articles published about the Hemisphere Project ... if not here they are:


http://www.foxnews.com/politics/2013/09/02/drug-agents-reportedly-have-access-to-bigger-phone-database-than-nsa/

http://nyti.ms/17xlipO


http://www.theguardian.com/world/2013/sep/02/nsa-dea-at-t-call-records-access


Although we'll discuss in depth at the upcoming LA-HIDTA Supervisor's Training / Meeting following our LA-HIDTA Executive Board Meeting, but let me offer some points to ponder ...
IF HIDTA in general decides to put out some edict to not allow your agents/detectives to utilize this “tool” it would give the impression to the “common man” … jury standards… that we collectively did something WRONG … which as we all know is the furthest from the truth.

Hemi is nothing more than AT&T’s “Super Search Engine” … “Google on Steroids” as it were … A software record search system developed to reach into AT&T’s numerous stove-piped databases; coupled with Analysts who knows what we (law enforcement) is asking for as well how to interpret their confusing raw record data once retrieved … And all is done through legally approved documents (Admin Subpoena for Feds, Court Orders by State/Locals). That’s it … Nothing more, nothing less … Period.

Additionally, from a legal perspective … this system was scrutinized by Corporate Attorneys, Local, State and Federal Prosecutors, US DOJ, FBI and DEA General Counsel Attorneys, and Judges as well … ALL OF WHOM concur that Hemi is a legal tool … and nothing MORE than just a “tool.”

As far as “keeping it a secret” per se (an issue raised in the articles based on one of the slides) … Our rational has been simple and truly hasn’t changed since the beginning of Sir Robert Peel and the origins of today’s “Modern Day Law Enforcement” … we were attempting to NOT educate the Cartel Attorneys et al on the systems and practices we law enforcement professionals legally have available at our disposal (Key word LEGALLY!)

The article "likens" the Hemisphere Project with the NSA Project … In short, they’re apples & oranges. To access Hemisphere a law enforcement officer/agent must have PC specific to their search request, then must provide either a Federal Admin Subpoena or have a judge sign a Court Order in the case of state/local investigators. This is in total contrast to the blanket Patriot Act search methods used by NSA.

Thanks again for your understanding, and I hope this helps you better explain to the unknowing who may be inquiring.

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CONFIDENTIALITY NOTICE: This communication with its content(s) and attachment(s) is confidential and sensitive but unclassified and/or legally privileged information. It is solely for the use of the intended recipient(s) and is not to be released to the media, posted on the internet, forwarded to the general public or to non-law enforcement personnel who do not have the "need to know." Unauthorized interception, review, use, or disclosure is prohibited and may violate applicable laws including the Electronic Communications Privacy Act, 18 USC Sections 2510-2521. If you are not the intended recipient, please contact the sender and destroy all copies of the communications.
FYI Only (Being folks have asked how much Hemi is used).

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Hi Steve,

Sorry for the delay. RNSP/PROACT (RMTF) will have 8 in attendance.

As many of you know, we have been talking about having a training day for all LA HIDTA Initiative Group Supervisors/Sergeants and second-line supervisors. We have arranged to utilize the Ontario Police Department Community Room on Thursday September 26, 2013 from 2:00 p.m. to 4:00 p.m. to conduct the training. The topics will include an overview of LACLEAR’s de-confliction capabilities, intel/analysis services offered by LACLEAR, INCH and JRIC and a presentation on Hemisphere. After the training, we will have a BBQ (beef, chicken, rice, beans and beverages) at an OPD off-site. The purpose of the BBQ is for everyone to put a “face to a name” and enhance our working relationships. We anticipate the cost of the BBQ to be approximately $15 per person.

Initiative Commanders – Please provide me the total number of individuals from you initiative who will be attending this event. Also, please collect the funds from your personnel prior to the event and give to me at the September 13 breakfast.

Note: September 26, 2013 is also the same date as the Executive Board meeting. The Executive Board meeting is from 10:00 a.m. to 11:30 a.m.

If you have any questions please call me at the numbers below, email me or bring up at Friday’s breakfast. Thanks

Steven S. Woodland
Acting Associate Special Agent in Charge
Southern California Drug Task Force
Office: (b)(6);(b)(7)(C)

Assistant Special Agent in Charge
Riverside District Office
Office: (b)(6);(b)(7)(C)
Cellular: (b)(6);(b)(7)(C)
From: Goldberg, Bruce E.  
Sent: Thursday, April 17, 2014 2:39 PM  
To: [b](6) ; (b)(7)(C)  
Subject: FW: Operation Hemisphere Funding

#4

From: Goldberg, Bruce E.  
Sent: Thursday, June 06, 2013 10:30 AM  
To: Goldberg, Bruce E.  
Subject: RE: Operation Hemisphere Funding

I think it's a good resource to turn to when all other methods have failed, so yes, continue the funding.

But I would want to know of the 50 submissions, how many were DEA because many may have been initiated by the HIDTA ISC analysts in support of a state or local case. Can we also have NC-HIDTA assist with the funding?

From: Goldberg, Bruce E.  
Sent: Thursday, June 06, 2013 10:26 AM  
To: [b](6) ; (b)(7)(C)  
Subject: RE: Operation Hemisphere Funding

10-4. So in your opinion, we should continue to fund this thing?

From: Goldberg, Bruce E.  
Sent: Thursday, June 06, 2013 10:17 AM  
To: Goldberg, Bruce E.  
Subject: RE: Operation Hemisphere Funding

Operation Hemisphere was initiated after 9/11 and is the name of an AT&T pointing mechanism to give the requestor telephonic information that crosses through AT&T towers/switches. When all other means are exhausted in trying to locate a replacement number, a Hemisphere request may be submitted. Similar to ETS information, Hemisphere information is not to be used in 6s, affidavits, etc.

When such information is needed, the requestor submits a special subpoena issued to AT&T and send it to the Op. Hemisphere POC, who then forwards it to the Hemisphere representative in Los Angeles. The response often determines whether or not the agent or analyst will perform a parallel construction.

From: Goldberg, Bruce E.  
Sent: Thursday, June 06, 2013 10:09 AM  
To: [b](6) ; (b)(7)(C)  
Subject: Re: Operation Hemisphere Funding

What is the check? What does it do?
For Northern California, Operation Hemisphere is handled by the NC-HIDTA ISC and they may have the financial records.

Requests from DEA and other agencies (federal, state, and local) in Northern California are submitted to the NC-HIDTA ISC POC, and he then forwards the request to the Los Angeles Op. Hemisphere representative for processing. ISC does introductory training regarding Operation Hemisphere throughout Northern California so it’s possible there were some DEA SFFD requests.

I’ll check with about this.

From: Goldberg, Bruce E.
Sent: Thursday, June 06, 2013 9:48 AM
To: 
Subject: RE: Operation Hemisphere Funding

Do you know anything about this? Is it an intel thing?

From: 
Sent: Wednesday, June 05, 2013 7:09 PM
To: Goldberg, Bruce E.
Subject: Operation Hemisphere Funding

Bruce. I left a v/m on your phone Wednesday afternoon concerning Operation Hemisphere. If you are not familiar with Hemisphere I’ll provide details in another email or via telcon. In short, we are asking each of the W/C divisions as well as the Phoenix Division to transfer funds to the LA Division to assist in paying for the final two weeks on the 2012-2013 ATT Hemisphere contract. The attached spreadsheet shows that San Fran’s share would be $1,683 based on historical usage. We can’t tell if the numbers referenced on the spreadsheet I sent earlier are Hemisphere queries made directly by DEA but we are linking the divisions with the HIDTAs operating in their AORs with the thought that DEA SAs/TFOs are involved with or provide support to these same HIDTA initiatives. Let me know if you need more information. Please let me know by June 10 if the division can transfer the funds or put me in contact with the ASAC who oversees the Admin/Fiscal unit.

Thank you.
From: |  
Sent: (b)(6),(b)(7) Thursday, September 20, 2012 4:01 PM  
To: | (b)(6),(b)(7)  
Subject: FW: Request form and contract  
Attachments: 24 April07.doc; SUBPOENA5081 pdf; REQUEST5081 pdf; Hemisphere Request System pdf

From: |  
Sent: Thursday, October 28, 2010 4:42 PM  
To: (b)(6),(b)(7)  
Subject: Request form and contract  
Attachments: (b)(6),(b)(7)  
The attachments are: (b)(6),(b)(7)(C),(b)(7)(D),(b)(7)(E)

The Hemisphere Process

Hope this helps.

(b)(6),(b)(7)(C)
From: [Redacted]
Sent: Friday, September 21, 2012 9:28 AM
To: [Redacted]
Subject: FW: Hemisphere subpoenas

All:

I did some more digging around this morning after I spoke and received this a short time ago.

Note: [Redacted]—this is from the G/S [Redacted] whose name I just gave you that I was talking to earlier this AM that apparently knows a lot of the history and who worked with [Redacted] etc. on this, back when it all kicked off.

Anyway, it looks like [Redacted] sent the below email on Hemisphere to the entire Division back in the Fall of 2007. [Redacted] also just sent me some other emails that may be related to this: I haven’t opened them yet, but when I do, I will also forward any of those that look like they be relevant or otherwise of use.

FYI

From: [Redacted]
Sent: Monday, August 09, 2010 12:16 PM
To: [Redacted]
Subject: FW: Hemisphere subpoenas

All:

FYI

This notice is being sent to clarify procedures for all those that utilize admin subpoenas in the AT&T Hemisphere project (formerly known as "Hudson Hawk" or "Hawk"). First, every subpoena that is sent to AT&T must have the attachment when it is sent from our office. That means if we are faxing the subpoena then the attachment (sometimes referred to as the "rider") must be faxed as well. It is legally insufficient for us to reference an attachment and then not send it with the subpoena. Second, in order to have consistent practice among the agencies that use the project, we are to use the attached riders. The first attachment (Hemisphere subpoena attachment) will be used with most of our subpoenas and does not include the "calling circle" or "community of interest" language. The second attachment (Hemisphere dropped phone search) should only be
PLEASE FORWARD TO ALL ENFORCEMENT (S/As AND TFOs), DIVERSION, AND INTELLIGENCE PERSONNEL
If anyone has any questions please contact I/A [redacted]

(b)(6), (b)(7)(C), (b)(7)(D), (b)(7)(E)

Thank you
The hemisphere request consists of:
1. An administrative subpoena
2. A Hemisphere Project Request Form (two pages)

The following protocol will be used in requesting information using the Hemisphere Project:

Subpoena

Hemisphere Request Form – two pages
1st page:
- Case number: self explanatory
- Date: The date of your request

- Email results to: self explanatory
- Case Name: Case number will suffice here
Any questions or concerns regarding the Hemisphere Project may be directed to:

I/A DEA Liaison

LA CLEAR
An issue may be arising so I would like clarification if you can help. AT&T is requesting that a justification be put on a second form that they want along with the subpoena. In the training the I/As received in Houston they have been instructed to include what type of drug investigation it is. I do not think AT&T has a right to that information and should not ask for it. I have instructed the I/As not to include it. I do not know if AT&T will raise any issue or not but I if you can determine for me if AT&T has a right to that information would be a big help. If I don't speak to you before Thursday have a great Turkey day. Thank you for your help.

Field Intelligence Manager
Los Angeles Field Division
Hi

Hopefully, we have implemented sufficient controls to negate any misuse or unauthorized disclosure of the project.

Would you mind passing this information on to whoever you think should be made aware of what we are doing here in LA in regards to Op H. Thank you for all your help.

Los Angeles Field Division