

Precedence: ROUTINE

Date: 03/16/2006

To: Inspection
General Counsel

Attn: IIS
Room 11102
Attn: NSLB
Room 7975

From: [Redacted]
Chief Division Counsel
Contact: CDC [Redacted]

Approved By: [Redacted]

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Drafted By:

Case ID #: (S) [Redacted] Pending)
(U) ~~(S)~~ 278-HQ-CI229736-VIO (Pending)

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(C) Title: ~~(S)~~ Possible Intelligence Oversight Board Matter
SA [Redacted]

(U) Synopsis: ~~(S)~~ Provides notification of potential IOB matter for reporting as necessary.

(C) ~~(S)~~ Derived From: FBI SCG-3
Declassify On: 03/16/2032

(U) Details: ~~(S)~~ SA [Redacted] is assigned to the [Redacted] Division International Terrorism squad [Redacted] SA [Redacted] is the case agent for the captioned investigation. file number

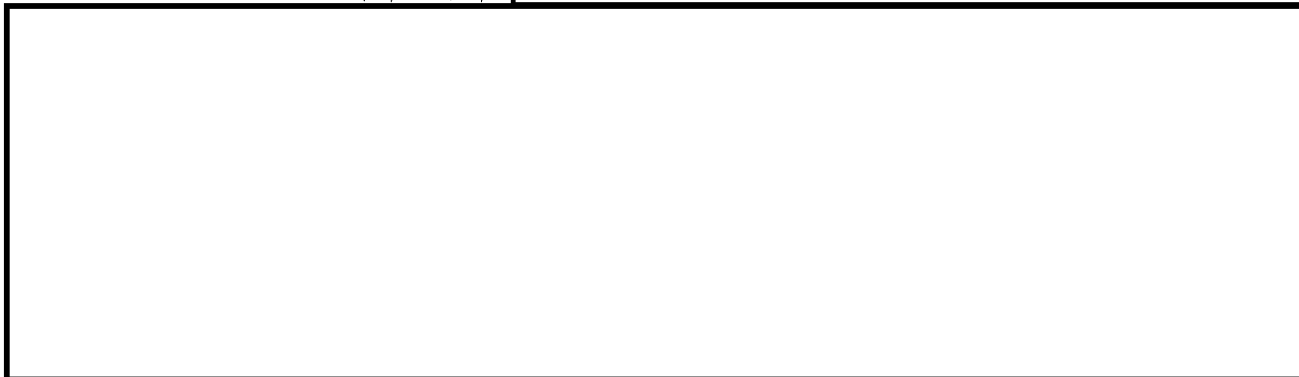
(S) [Redacted]

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(S/FISA) [Redacted]

(S) Case ID [Redacted]
278-HQ-CI229736-VIO 2395

(S/FISA)



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(U) ~~(S)~~ Serial 98 of captioned matter approves the issuance of an NSL (serial 99) for the name, address, and length of service for [redacted] email address which investigation revealed was utilized by the subject. The individual writing the communication has since left the Federal Bureau of Investigation. The case agent of captioned matter was then [redacted] who has since been replaced by writer. On or around 08/19/2005, [redacted] received on a CD-ROM, information pertaining to the NSL served. The CD-ROM contained subscriber information as requested, and IP login information, which was not specifically requested. IP login information consisted of an IP address (digits only) and an access time stamp.

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(U) ~~(S)~~ Serial 239 of captioned matter approves the issuance of an NSL (serial 237) for the name, address, and length of service for [redacted] email address which had in some form surfaced during FISC-authorized coverage of email accounts utilized by subject of captioned investigation. On or around 2/14/2006, [redacted] received on a CD-ROM, information pertaining to the NSL served. The CD-ROM contained subscriber information as requested. The CD-ROM also contained IP login information and, for some of the email accounts, a credit card number, neither of which was specifically requested.

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(U) ~~(S)~~ To the knowledge of this writer, neither the IP login information nor the billing information provided by [redacted] were utilized for investigative purposes, nor uploaded into ACS or any other FBI database. IP login information was maintained only on the provided CD-ROM in the 1A section of captioned investigative file and was not copied from the CD-ROM provided by [redacted] provided a credit card number in addition to the name and address of the email account holder, this was printed but maintained only in the 1A section of the investigative file.

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(U) ~~(S)~~ As a result of the recent Inspector General's reporting on the FBI's use of National Security Letters, writer reviewed the material obtained via NSL in captioned matter, noting the above circumstance. At this time, the circumstance

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was reported to [redacted] CDC, who advised to report the incident as a potential IOB matter. It is not known why [redacted] [redacted] would have provided IP histories for the email addresses subject to the respective National Security Letters, other than the circumstance that IP histories assist in outlining the length of service for which the accounts were utilized. As noted above, the length of service is an item requested in both referenced National Security Letters.

(U) ~~(S)~~ Remedial action, if deemed appropriate, will include providing all the referenced CD-ROMs to the CDC for whatever action deemed appropriate.

(U) ~~(S)~~ The National Foreign Intelligence Program Manual, Section 2-02, states that there are certain investigative activities which are permitted in the absence of formally authorized inquiries and investigations. The collection of information not requested via National Security Letter, though provided by the respondent of National Security Letter inquiry, is not one of those activities. Nonetheless, it was never the intent of the captioned employees or previous employees to capture information not requested in the National Security Letter.

LEAD(s):

Set Lead 1: (Action)

INSPECTION

AT WASHINGTON, DC

(U) The Internal Investigation Section is requested to determine if the matter described in this communication constitutes a reportable IOB issue.

Set Lead 2: (Action)

GENERAL COUNSEL

AT WASHINGTON, DC

(U) NSLB is requested to determine if the matter described in this communication constitutes a reportable IOB issue.

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Automated Serial Permanent Charge-Out
FD-5a (1-5-94)

Date: 04/12/06 Time: 07:13

Case ID: 278-HQ-C1229736-VIO Serial: 1311

Description of Document:

Type : EC
Date : 04/10/06
To : GENERAL COUNSEL
From :
Topic: (U) TO REPORT A POTENTIAL IOB MATTER TO THE OFFICE OF

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Reason for Permanent Charge-Out:

changes made after uploading

Employee:

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Automated Serial Permanent Charge-Out
FD-5a (1-5-94)

Date: 04/07/06 Time: 11:12

Case ID: 278-HQ-C1229736-VIO Serial: 1291

Description of Document:

Type : EC
Date : 02/17/06
To :
From : INSPECTION
Topic: MANAGERIAL DEFICIENCIES WERE IDENTIFIED I

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Reason for Permanent Charge-Out:

serialized incorrectly

Employee:

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~~SECRET~~

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[Redacted]

July 21, 2006

NOTIFICATION OF POSSIBLE
IQB VIOLATION

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(S) [Redacted]

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(S) X By way of background, an NSL dated 5/2/2006 was prepared by [Redacted] and served by [Redacted]. The NSL requested all financial records pertaining to the subject or account number [Redacted]. The NSL requested records [Redacted]. A response EC dated 7/11/2006 was returned to [Redacted] sometime after said date. Results of the NSL were reviewed on 7/17/2006.

(S) Upon review of the results of the NSL, UFG determined that the [Redacted]

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(U) ~~(S)~~ [] separated the excess information from the originally requested information. The excess information is wrapped and secured in a safe, pending guidance on how to proceed with the information. The information originally requested is maintained with the case file and is pending review.

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(U) ~~(S)~~

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

