

~~SECRET~~

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b7C

**From:** [redacted] (OGC) (FBI)  
**Sent:** Thursday, November 16, 2006 8:26 AM  
**To:** [redacted] (OGC) (FBI)  
**Cc:** [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)

**Subject:** RE: OIG audit re usage of NSLs - re CAU situation  
**SECRET**  
**RECORD 315**

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b7C

[redacted] provided this information [redacted]

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

**From:** [redacted] (CTD) (FBI)  
**Sent:** Wednesday, November 15, 2006 6:06 PM  
**To:** [redacted] (CTD) (FBI); [redacted] (OGC) (FBI)  
**Subject:** RE: OIG audit re usage of NSLs - re CAU situation

**SECRET**  
**RECORD 315**

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[redacted] -- We issued no NSLs on [redacted] in the 2003-2005 time period. The earliest was in January 2006. We have issued no blanket NSLs. Since the case revolved around an

(S)

[redacted] We issued no NSLs [redacted] NSLB has approved all our NSLs.

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[redacted]  
Intelligence Analyst/Operations Specialist  
ITOS 1, [redacted]  
LX-1, 4W-115  
Office [redacted]  
FAX [redacted] (unsecure)

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

**From:** [redacted] (OGC) (FBI)  
**Sent:** Thursday, November 16, 2006 7:52 AM  
**To:** [redacted] (OGC) (FBI); [redacted] (OGC) (FBI); [redacted] (OGC) (FBI)  
**Subject:** FW: OIG audit re usage of NSLs - re CAU situation

**SECRET**  
**RECORD 315**

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Can anyone find out the answer to Valerie's question, below. Has [redacted] even been in existence long enough to have an annual LHM?

b1  
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-----Original Message-----

**From:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Sent:** Wednesday, November 15, 2006 4:57 PM  
**To:** [redacted] (OGC) (FBI)  
**Subject:** RE: OIG audit re usage of NSLs - re CAU situation

DATE: 12-05-2007  
CLASSIFIED BY 65179dmh/kar/lmf  
REASON: 1.4 (C)  
DECLASSIFY ON: 12-05-2032

NSL VIO-30617

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE

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**SECRET**  
**RECORD 315**

So are they doing regular LHMs on the [redacted] investigation? Who is the subject?

b1  
b2  
b6  
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-----Original Message-----  
**From:** [redacted] (OGC) (FBI)  
**Sent:** Wednesday, November 15, 2006 2:24 PM  
**To:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Subject:** FW: OIG audit re usage of NSLs - re CAU situation

**SECRET**  
**RECORD 315**

Fyi - answer to your question is yes, these are legitimate investigative files that the NSLs were issued on.

b6  
b7C

-----Original Message-----  
**From:** [redacted] (CTD) (FBI)  
**Sent:** Wednesday, November 15, 2006 2:03 PM  
**To:** [redacted] (OGC) (FBI)  
**Subject:** RE: OIG audit re usage of NSLs - re CAU situation

**SECRET**  
**RECORD 315**

You are correct

SSA [redacted]  
CAULX-1 [redacted]  
[redacted]

b6  
b7C  
b2  
b6  
b7C

-----Original Message-----  
**From:** [redacted] (OGC) (FBI)  
**Sent:** Wednesday, November 15, 2006 12:32 PM  
**To:** [redacted] (CTD) (FBI)  
**Cc:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Subject:** FW: OIG audit re usage of NSLs - re CAU situation

**SECRET**  
**RECORD 315**

Can you please answer this question, since I didn't see the ECs on the NSLs you gave me. I assume that [redacted] files were what these NSLs were issued out of and that both are investigative files, as opposed to control files?

b1  
b2

Thanks [redacted]

-----Original Message-----  
**From:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Sent:** Wednesday, November 15, 2006 12:15 PM  
**To:** [redacted] (OGC) (FBI)  
**Subject:** RE: OIG audit re usage of NSLs - re CAU situation

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**SECRET**

NSL VIO-30618

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**RECORD 315**

Thanks. On [redacted] NSLs, what file # were they issued out of? Was there an investigation that was opened and called [redacted]

b5  
b2

[redacted]

-----Original Message-----  
**From:** [redacted] (OGC) (FBI)  
**Sent:** Wednesday, November 15, 2006 12:12 PM  
**To:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Subject:** FW: OIG audit re usage of NSLs - re CAU situation

b6  
b7C

**SECRET**  
**RECORD 315**

fyi

-----Original Message-----  
**From:** [redacted] (OGC) (FBI)  
**Sent:** Tuesday, November 14, 2006 9:30 AM  
**To:** [redacted] (CTD) (FBI); [redacted] (CTD) (FBI)  
**Subject:** RE: OIG audit re usage of NSLs - re CAU situation

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**SENSITIVE BUT UNCLASSIFIED**  
**NON-RECORD**

Thanks for the info. But I have some concerns.

First, can I get copies of those NSLs? [redacted] is our fax.

b2  
b7E  
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b5

Second, I thought the backlog we were talking about [redacted] (when this issue was first brought to NSI B's attention [redacted]) I thought [redacted] I don't understand [redacted]

[redacted]

-----Original Message-----  
**From:** [redacted] (CTD) (FBI)  
**Sent:** Tuesday, November 14, 2006 8:50 AM  
**To:** [redacted] (OGC) (FBI)  
**Cc:** [redacted] (CTD) (FBI)  
**Subject:** RE: OIG audit re usage of NSLs - re CAU situation

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**SENSITIVE BUT UNCLASSIFIED**  
**NON-RECORD**

[redacted]

[redacted] We combined them into one NSL for each carrier, [redacted] and presented them to [redacted] It was an effort to consolidate what otherwise would have been a disparate, critically time consuming and redundant effort. I created the NSL letter's and attached the

b2  
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b7D  
b7E

NSL VIO-30619

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b7E  
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b7C



[redacted] the NSL(s) discussed were proposed to SC Heimbach,  
UC [redacted] and signed off by Mr. Billy and Mr. Cummings.

b6  
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b2

SSA [redacted]  
CAU LX-1 [redacted]  
[redacted]

-----Original Message-----  
**From:** [redacted] (CTD) (FBI)  
**Sent:** Tuesday, November 14, 2006 8:14 AM  
**To:** [redacted] (OGC) (FBI)  
**Cc:** [redacted] (CTD) (FBI)  
**Subject:** RE: OIG audit re usage of NSLs - re CAU situation

~~**SENSITIVE BUT UNCLASSIFIED**~~  
~~**NON-RECORD**~~

b6  
b7C



Please explain what Mr. Billy signed off on to [redacted]  
Thanks.

*Regards,*



b6  
b7C  
b2

*Communications Analysis Unit  
Communications Exploitation Section  
(TD)  
(202)324-[redacted]*

b6  
b7C

-----Original Message-----  
**From:** [redacted] (OGC) (FBI)  
**Sent:** Wednesday, November 08, 2006 9:35 AM  
**To:** [redacted] (CTD) (FBI)  
**Subject:** FW: OIG audit re usage of NSLs - re CAU situation

~~**SENSITIVE BUT UNCLASSIFIED**~~  
~~**NON-RECORD**~~

b6  
b7C

[redacted] Joe Billy has no recollection of signing a blanket NSL to resolve this situation. Do you know for sure that it happened, and, if so, do you have a copy of the NSL? Thanks.

b6  
b7C

-----Original Message-----  
**From:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Sent:** Wednesday, November 08, 2006 8:43 AM  
**To:** [redacted] (OGC) (FBI)  
**Cc:** [redacted] (OGC) (FBI)  
**Subject:** FW: OIG audit re usage of NSLs - re CAU situation

~~SENSITIVE BUT UNCLASSIFIED~~  
~~NON-RECORD~~

Per Joe: he doesn't recall a blanket NSL. Can you try to unravel this?

-----Original Message-----  
**From:** BILLY, JOSEPH (CTD) (FBI)  
**Sent:** Tuesday, November 07, 2006 7:35 PM  
**To:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Subject:** RE: OIG audit re usage of NSLs - re CAU situation

~~SENSITIVE BUT UNCLASSIFIED~~  
~~NON-RECORD~~

Valerie- I have no recollection of signing anything blanket. NSLs are individual as far as I always knew.

Joe

-----Original Message-----  
**From:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Sent:** Tuesday, November 07, 2006 10:56 AM  
**To:** BILLY, JOSEPH (CTD) (FBI)  
**Subject:** FW: OIG audit re usage of NSLs - re CAU situation

~~SENSITIVE BUT UNCLASSIFIED~~  
~~NON-RECORD~~

Joe,

Do you have any recollection of signing a "blanket" NSL? What does that mean? Did anyone in OGC OK that as a way to resolve this issue?

VC

b6  
b7C

-----Original Message-----  
**From:** [redacted] (OGC) (FBI)  
**Sent:** Tuesday, November 07, 2006 9:03 AM  
**To:** CAPRONI, VALERIE E. (OGC) (FBI)  
**Subject:** FW: OIG audit re usage of NSLs - re CAU situation

NSL VIO-30621

~~SENSITIVE BUT UNCLASSIFIED~~  
~~NON-RECORD~~

b6  
b7C

Per the email below from [redacted] with regard to the backlog, they had Joe Billy sign a blanket NSL. I don't know if anyone in NSLB reviewed this. I know that I did not, nor did I know about it until this email below. I had just had assurances that the backlog no longer existed.

b6  
b7C

I presume that [redacted] told OIG about it so I thought you ought to know about it [redacted]

-----Original Message-----  
**From:** [redacted] (CTD) (FBI)  
**Sent:** Thursday, August 03, 2006 10:42 AM  
**To:** [redacted] (OGC) (FBI)  
**Subject:** RE: OIG audit re usage of NSLs - re CAU situation

~~SENSITIVE BUT UNCLASSIFIED~~  
~~NON-RECORD~~

(S) b1  
b7A

Can I clarify something? When this issue came up of getting information and then issuing NSLs afterwards, was this in connection [redacted] only, or, as I understood it, it was in relation with any emergency situation that might arise wherein we needed to get the information immediately?

**The issue of the NSL as it pertained to CAU was related to [redacted] telephone numbers and more specifically to an exigent circumstance.**

b2

Do we know at the present time how many time it occurred that we got information and then issued or were supposed to issue an NSL? Did you CAU keep track? And is there any backlog now as far as situation in which we have received information but not yet issued the NSL? I remember when this issue was first brought to my attention, I think I was told that there was a list of about [redacted] cases in which CAU was waiting for an NSL. And, as I understand it now, CAU keeps a log of these situations so we know how long it is before we get the NSL?

**CAU has worked with ITOS I to draft a blanket NSL request on all backlogged requests. This NSL was signed by A/AD Joe Billy.**

*Regards*

b6  
b7C

[redacted signature block]

*Communications Analysis Unit*

Communications Exploitation Section

b2

(CTD)  
(202)324 [redacted]

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

**From:** [redacted] (OGC) (FBI)  
**Sent:** Wednesday, August 02, 2006 12:57 PM  
**To:** [redacted] (CTD) (FBI)  
**Subject:** FW: OIG audit re usage of NSLs - re CAU situation

b6  
b7C

**SENSITIVE BUT UNCLASSIFIED**  
**NON-RECORD**

Can I clarify something? When this issue came up of getting information and then issuing NSLs afterwards, was this in connection with [redacted] or, as I understood it, it was in relation with any emergency situation that might arise wherein we needed to get the information immediately?

(S) b1

Do we know at the present time how many times it occurred that we got information and then issued or were supposed to issue an NSL? Did you CAU keep track? And is there any backlog now as far as situation in which we have received information but not yet issued the NSL? I remember when this issue was first brought to my attention, I think I was told that there was a list of about [redacted] cases in which CAU was waiting for an NSL. And, as I understand it now, CAU keeps a log of these situations so we know how long it is before we get the NSL?

b2

[redacted]

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

**From:** [redacted] (OGC) (FBI)  
**Sent:** Wednesday, May 17, 2006 4:16 PM  
**To:** [redacted] (CTD) (FBI)  
**Cc:** [redacted] (CTD) (FBI); [redacted] (OGC) (FBI)  
**Subject:** OIG audit re usage of NSLs - re CAU situation

b6  
b7C

**SENSITIVE BUT UNCLASSIFIED**  
**NON-RECORD**

The Office of Inspector General is doing an audit of FBI's NSL usage from 2003-2005. I was just interviewed today, and asked about NSL issues that have arisen. I discussed the issue [redacted]

b2

[redacted] I represented, as you have represented to me, that the problem appears to be resolved and that ITOS 1 and II are responding and the NSLs are getting issued.

I told them about the meeting we had last fall with all of the

NSL VIO-30623

interested parties about this matter, and they asked who attended. Therefore, they now have, not only your name, but [redacted] as well. So this is just a heads up if they try to contact you. If they do, please let me know. The audit is being handled through the Inspection Division but OGC has primary responsibility for assuring that the OIG gets the information it needs to conduct the audit.

b6  
b7c

Thanks [redacted]

~~SENSITIVE BUT UNCLASSIFIED~~

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DECLASSIFICATION EXEMPTION 1  
SECRET~~

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

NSL VIO-30624



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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  
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Counterintelligence Investigations  
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