

REPORT ON THE USE OF PEN REGISTERS AND
TRAP AND TRACE DEVICES BY THE LAW ENFORCEMENT AGENCIES/OFFICES
OF THE DEPARTMENT OF JUSTICE FOR CALENDAR YEAR 2003

<u>PEN REGISTERS</u>	FBI	DEA	USMS	INSP GEN	BATFE ³	TOTALS
Original Orders	2020	2976	922	4	XX	5922
Extensions	2473	302	34	1	XX	2810
Number of Investigations	1448	839	922	4	XX	3213
Number of Persons Whose Telephone Facilities Were Affected	4493	2976	922	7	XX	8398

<u>TRAP AND TRACE DEVICES</u>	FBI	DEA	USMS	INSP GEN	BATFE	TOTALS
Original Orders	1128	207	**	1	XX	1336
Extensions	1312	23	**	0	XX	1335
Number of Investigations	814	105	**	1	XX	920
Number of Persons Whose Telephone Facilities Were Affected	2440	207	**	2	XX	2649

³ With the passage of the Homeland Security Bill in early 2003, the Bureau of Alcohol, Tobacco, Firearms, and Explosives ("BATFE") became a Department of Justice agency. BATFE has not yet provided their statistics for this report. At such time as they are received, we will supplement this report.

(5)

AGENCY: Federal Bureau of Investigation

Pen Register Applications - Calendar Year 2003
(January 1 - December 31, 2003)

Number of Original Orders 2020
 Number of Extensions 2473
 Number of Investigations Involved 1448
 Number of persons Whose Telephone Facilities were Affected 4493

LIST OF THE VIOLATIONS FOR WHICH
PEN REGISTERS WERE SOUGHT

Statutory Citation	Principal Violation	Number of Original Applications and Extensions for this Violation
1 (21 USC § 801 et seq.)	Organized Crime Drug Enforcement Task Force	(448) (465)
2 (18 USC § 1073)	Unlawful Flight to Avoid Prosecution	(54) (7)
3 (18 USC § 1005)	Financial Institution Fraud	(22) (12)
4 (18 USC Chap. 41)	Extortion	(15) (2)
5 (18 USC § 2113)	Bank Robbery	(39) (2)
6 (26 USC § 5861, 5871)	Actual and Attempted Bombing and Explosive Violence	(18) (4)
7 (18 USC § 1343)	Foreign Police Cooperation	(1) (0)
8 (18 USC § 1201-1203)	Kidnapping	(30) (1)
9 (18 USC § 2314-2315)	Interstate Transportation of Stolen Property	(5) (7)
10 (18 USC § 1955)	Illegal Gambling Business	(11) (5)
11 (18 USC § 1952)	Interstate Transportation in Aid of Racketeering	(183) (208)
12 (18 USC § 32 (a) (1) (a), 371)	International Terrorism - Other	(60) (95)
13 (18 USC 1951)	Hobbs Act - Commercial Institutions	(2) (0)
14 (18 USC § 1962, 1963)	Racketeering Enterprise Investigation	(30) (4)
15 (18 USC § 2312)	Interstate Transportation of a Stolen Motor Vehicle	(5) (1)
16 (18 USC § 3123)	Animal Enterprise Protection	(1) (3)

17(18 USC § 659, 2315,) 3122, 3123	) Theft from Interstate Shipment	(1)	(0)
18(18 USC Chap. 73 )	) Obstruction of Justice	(4)	(8)
19(18 USC § 115, 371,) 844(F) 1361, 1871-72, 1958	) Acts of Terrorism in the United States - International Terrorism	(308)	(505)
20(18 USC § 3123 )	) Acts of Terrorism in the United States- Domestic Terrorism	(84)	(117)
21(18 USC § 2339 (a) )	) Passport and Visa Matter	(1)	(9)
22(18 USC § 201, 371) 1001, 21 USC § 841, 846	) Corruption of Federal Public Officials - Executive Branch	(16)	(18)
23(18 USC § 1952, 1956,) 1957, 3122 21 USC § 841(a) (1), 843(d), 846	) Money Laundering	(34)	(40)
24(18 USC § 1951, 1955) 1961, 3122, 3123 21 USC § 841, 843, 846	) Organized Crime Drug Investigations	(368)	(496)
25(17 USC § 506 (a) )	) IPR Infringement - Copyright	(2)	(4)
26(18 USC § 1341, 1343,) 1344, 1832, 1951, 1956, 3122, 3123, 371	) Other Wire & Mail Schemes	(22)	(38)
27(18 USC § 1343, 3121 )	) Internet Fraud	(4)	(1)
28(18 USC § 1958 )	) Domestic Police Cooperation/Fugutive Investigation - Miscellaneous Other	(2)	(1)
29(18 USC § 3121-3126,) 2703(d)	) Neutrality Matters	(0)	(2)
30(18 USC § 1341, 1343 )	) Securities and Commodities Fraud	(11)	(0)
31(18 USC § 844(i) )	) Conspiracy to Impede Or Injure a Federal Officer	(3)	(0)
32(18 USC § 3121-3126 )	) Fraud & Related Activity- Ident Documents	(2)	(1)
33(21 USC § 846 )	) Drug Related Homicide	(1)	(0)
34(18 USC § 1029, 1030,) 2511, 2701, 3122, 3123	) Computer Intrusion	(6)	(1)
35(18 USC § 666, 1341) 1343, 841 (a) (1), 846, 503, 3122	) Health Care Fraud	(4)	(44)
36(18 USC § 241, 242 )	) Civil Rights-Color of Law	(2)	(0)
37(18 USC § 2113 )	) Bank Burglary	(3)	(3)
38(18 USC § 3123, 3124 )	) White Slave Traffic Act	(2)	(4)
39(18 USC § 2, 2251,) 2252	) Innocent Images National Initiative	(9)	(4)
40(18 USC § 1117, 1951,) 1952, 2384	) Terrorism Enterprise Investigations	(10)	(19)

41(18 USC § 3122	)	Involuntary Servitude and Slavery	(20)	(0)
42(18 USC § 2332 (a)	)	Use, Possession, Transfer, Production, Transport of WMD	(6)	(19)
43(18 USC § 186, 1962	)	Corruption of State and Local Public Officials	(121)	(314)
44(18 USC § 3123, 924	)	Usama Bin Laden/Al Qaeda	(6)	(2)
45(18 USC § 111, 115, 1958, 1114, 751	)	Assaulting or Killing a Federal Officer	(3)	(6)
46(18 USC § 1951, 3124	)	CT Preparedness	(4)	(0)
47(18 USC § 1343, 2	)	Other Security/Commodities Fraud Matters	(1)	(0)
48(18 USC § 245, 247)	Racial Discrimination	(0)	(1)
49(18 USC § 3123)	Corruption Federal Public Officials - Judicial Branch	(1)	(0)
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50(18 USC § 1343, 2703)	Antitrust	(20)	(0)
51(18 USC § 1956)	Espionage	(1)	(0)
52(18 USC § 1961)	Tampering with Consumer Products	(14)	(0)

AGENCY: Federal Bureau of Investigation

Trap and Trace Applications - Calendar Year 2003
(January 1 - December 31, 2003)

Number of Original Orders	1128
Number of Extensions	1312
Number of Investigations Involved	814
Number of Persons Whose Telephone Dialing were Affected	2440

LIST OF THE VIOLATIONS FOR WHICH
TRAP AND TRACE WERE SOUGHT

Statutory Citation	Principal Violation	Number of Original Applications and Extensions for this Violation	
1 (21 USC § 801 et seq.)	Organized Crime Drug Enforcement Task Force	(267)	(260)
2 (18 USC § 1073)	Unlawful Flight to Avoid Prosecution	(42)	(18)
3 (18 USC Chap. 41)	Extortion	(15)	(4)
4 (18 USC § 2113)	Bank Robbery	(32)	(2)
5 (18 USC § 1117, 1951, 1952, 2384)	Terrorism Enterprise Investigations	(7)	(19)
6 (18 USC § 1201-1203)	Kidnaping	(19)	(2)
7 (18 USC § 2314-2315)	Interstate Transportation of Stolen Property	(2)	(4)
8 (18 USC § 1952)	Interstate Transportation in Aid of Racketeering	(60)	(102)
9 (18 USC § 115)	Assaulting or Killing a Federal Officer	(8)	(2)
10 (18 USC 1341, 1343, 1344, 1832, 1951, 1956, 3122, 3123, 371)	Other Wire & Mail Fraud Schemes	(9)	(26)
11 (18 USC § 1955)	Illegal Gambling Business	(5)	(4)
12 (18 USC § 3123)	Acts of Terrorism in the United States - Domestic Terrorism	(111)	(85)
13 (18 USC § 1005)	Financial Institution Fraud	(12)	(0)
14 (18 USC § 659, 2315, 3122, 3123)	Theft from Interstate Shipment	(1)	(0)
15 (26 USC § 5861, 5871)	Actual and Attempted Bombing and Explosives Violence	(16)	(2)

16(18 USC § 115, 371,) 844(F) 1361, 1871-72 1958	) Acts of Terrorism in the United States - International Terrorism	(138)	(271)
17(18 USC § 2312	) Interstate Transportation of Stolen Motor Vehicle	(1)	(0)
18(18 USC § 1952, 1956) 1957, 3122 21 USC § 841(a) (1), 843(d), 846	) Money Laundering	(10)	(10)
19(18 USC § 1951, 1955, 1961, 3122, 3123 21 USC § 841, 843, 846	) Organized Crime Drug Investigations	(141)	(201)
20(18 USC § 201	) Corruption of Federal Public Officials - Executive Branch	(9)	(12)
21(18 USC Chap. 73	) Obstruction of Justice	(2)	(4)
22(18 USC § 1962, 1963 )	) Racketeering Enterprise Investigation	(17)	(1)
23(18 USC § 1341, 1343,) 3121-3123	) Internet Fraud	(4)	(1)
24(18 USC § 3123, 924 )	) Usama Bin Laden/Al Qaeda	(4)	(2)
25(18 USC § 2703(d),) 3121-3126	) Neutrality Matters	(0)	(2)
26(18 USC § 1341	) Securities and Commodities Fraud	(9)	(0)
27(18 USC § 1961	) Tampering with Consumer Products	(14)	(0)
28(18 USC § 1512, 242 )	) Civil Rights Color of Law	(1)	(0)
29(18 USC § 666, 1341,) 841 (a) (1), 846, 503, 3122	) Health Care Fraud	(2)	(0)
30(18 USC § 1029; 1030,) 2511, 2701; 3122, 3123	) Computer Intrusion	(5)	(1)
31(18 USC § 32 (a) (1)) (5), 371	) International Terrorism - Other	(40)	(72)
32(42 USC § 3631	) Racial Discrimination	(1)	(2)
33(18 USC § 2422	) White Slave Traffic Act	(2)	(4)
34(18 USC § 2113	) Bank Burglary	(2)	(0)
35(18 USC § 186, 1962 )	) Corruption of State and Local Public Officials	(66)	(193)
36(18 USC § 248, 844,) 875, 924	) Face Act Violations	(13)	(0)
37(26 USC § 5861, 5871 )	) CT Preparedness - Special Events	(6)	(0)
38(18 USC § 2, 2251,) 2252	) Innocent Images National Initiative	(8)	(0)
39(18 USC § 1029, 2512 )	) IPR Copyright Infringement	(2)	(3)
40(18 USC § 1546, 3123 )	) Passport & Visa Matter	(0)	(3)
41(18 USC § 1512	) Religious Discrimination	(1)	(0)
42(18 USC § 3122, 841(a) (1), 846	) Involuntary Servitude and Slavery	(1)	(0)

43	(18 USC § 1343, 2703)	)	Antitrust	(19)	(0)
44	(18 USC § 844(i))	)	Conspiracy to Impede Or Injure a Federal Officer	(3)	(0)
45	(18 USC § 111(a)(1))	)	Crimes Against Family Members	(1)	(0)

AGENCY Drug Enforcement Administration

Pen Register Applications - Calendar Year 2003
(January 1 – December 31, 2003)

Number of Original Orders	<u>2976</u>
Number of Extensions	<u>302</u>
Number of Investigations Involved	<u>839</u>
Number of Persons Whose Telephone Dialings Were Affected	<u>2976</u>

LIST OF THE VIOLATIONS FOR WHICH
PEN REGISTERS WERE SOUGHT

Statutory Citation	Principal Violation	Number of Original Applications & Extensions
1 (21 USC 841)	<u>Distribution of Narcotics</u>	(1919) (309)
2 (21 USC 846)	<u>Conspiracy to Distribute</u>	(567) (175)
3 (21 USC 952)	<u>Importation of Narcotics</u>	(135) (41)
4 (18 USC 1956)	<u>Money laundering</u>	(92) (40)

AGENCY Drug Enforcement Administration

Trap & Trace Applications - Calendar Year 2003
(January 1 – December 31, 2003)

Number of Original Orders	<u>207</u>
Number of Extensions	<u>23</u>
Number of Investigations Involved	<u>105</u>
Number of Persons Whose Telephone Dialings Were Affected	<u>207</u>

LIST OF THE VIOLATIONS FOR WHICH
PEN REGISTERS WERE SOUGHT

Statutory Citation	Principal Violation	Number of Original Applications & Extensions
1 (21 USC 841)	<u>Distribution of Narcotics</u>	(112) (21)
2 (21 USC 846)	<u>Conspiracy to Distribute</u>	(46) (19)
3 (21 USC 1956)	<u>Money laundering</u>	(21) (11)

(18 USC 1299)	Robbery	(22)	
(18 USC 1302)	Aggrav Assault-Family-Weapon	(1)	
(18 USC 1304)	Aggrav Asslt-Nonfamily-Gun	(18)	
(18 USC 1311)	Aggrav Asslt- Pol Off-Weapon	(8)	
(18 USC 1314)	Aggrav Asslt - Gun	(23)	
(18 USC 1399)	Assault	(5)	
(18 USC 1602)	Threat-Terroristic-State Offenses	(4)	
(18 USC 1702)	Federal-Material Witness	(6)	
(18 USC 2101)	Extort-Threat Injure Person	(2)	
(18 USC 2202)	Burgl-Forced Entry-Resid	(2)	
(18 USC 2203)	Burgl-Forced Entry-nonresid	(6)	
(18 USC 2299)	Burglary	(1)	
(18 USC 2502)	Forgery of	(2)	
(18 USC 2503)	Counterfeiting Of	(10)	
(18 USC 2603)	Mail Fraud	(2)	
(18 USC 2605)	Fraud Illeg Use Credit Cards	(11)	(6)
(18 USC 2608)	Fraud by Wire	(4)	
(18 USC 2699)	Damage Property	(27)	
(18 USC 3599)	Dangerous Drugs	(19)	
(18 USC 3601)	Sex Offense-Against Child-Fondling	(2)	
(18 USC 3604)	Incest with Minor	(3)	
(18 USC 3699)	Sex Offense	(5)	
(18 USC 3802)	Cruelty Towards Child	(1)	
(18 USC 4004)	Prostitution	(6)	
(18 USC 4901)	Escape	(56)	(4)
(18 USC 5001)	Bail - Secured Bond	(3)	
(18 USC 5002)	Bail-Personal Recog	(2)	
(18 USC 5011)	Parole Violation	(13)	
(18 USC 5012)	Probation Violation	(26)	
(18 USC 5013)	Condit Release Violations	(4)	
(18 USC 5015)	Failure to Appear See Mis	(11)	
(18 USC 5210)	Licensing-Registration Weapon	(2)	
(18 USC 5211)	Explosives-Possessing	(2)	(8)
(18 USC 5215)	Threat to Bomb	(2)	
(18 USC 5299)	Weapon Offense	(22)	
(18 USC 5309)	Harassing Communication	(2)	
(18 USC MS03)	Consp to Aid in Escape	(2)	
(21 USC 841)	Manufacture,Distr Controlled Sub	(11)	
(21 USC 846)	Consp to distribute Controlled Sub	(3)	
(21 USC 3510)	Heroin-Sell	(5)	
(21 USC 3511)	Herion-Smuggl	(2)	
(21 USC 3512)	Heroin-Possess	(10)	
(21 USC 3513)	Herion		(2)
(21 USC 3530)	Cocaine-Sell	(73)	
(21 USC 3532)	Cocaine-Possess	(8)	(2)
(21 USC 3533)	Cocaine	(49)	

(21 USC 3542)	Synth Narcotic-Possess	(2)
(21 USC 3550)	Narcotic Equip-Possess	(6)
(21 USC 3560)	Marijuana-Sell	(4)
(21 USC 3561)	Marijuana-Smuggle	(3)
(21 USC 3563)	Marijuana-Producing	(2)
(21 USC 3571)	Amphetamine-Sell	(4)
(21 USC 3572)	Amphetamine-Possess	(6)



U.S. Department of Justice

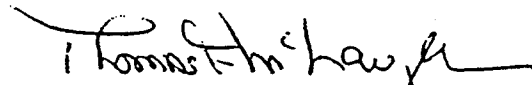
Office of the Inspector General

Washington, D.C. 20530

August 31, 2004

MEMORANDUM FOR JANET WEBB
OFFICE OF ENFORCEMENT OPERATIONS
CRIMINAL DIVISION

FROM:


THOMAS F. MCLAUGHLIN
ACTING ASSISTANT INSPECTOR GENERAL
FOR INVESTIGATIONS

SUBJECT:

Request for Pen Registers/Trap and Trace Devices
Usage

The Office of the Inspector General has received a letter from Assistant Attorney General Christopher Wray, dated August 6, 2004, requesting information on the use of pen registers and trap and trace devices during calendar years 2001, 2002, 2003, and 2004. In response to this request, the Investigations Division has reviewed the monthly Investigative Activity Reports on file, and has the following activities to report:

PEN REGISTERS

2001	Number of Original Orders	6
	Number of Extensions	18
	Number of Investigations	3
	Number of People	11
	Number of Pen Registers	13
	Offenses	18USC201 18USC1905
2002	Number of Original Orders	3
	Number of Extensions	3
	Number of Investigations	3
	Number of People	4
	Number of Pen Registers	6
	Offenses	18USC201 18USC1001

2003	Number of Original Orders	4
	Number of Extensions	1
	Number of Investigations	4
	Number of People	7
	Number of Pen Registers	10
	Offenses	18USC501 18USC1001 21USC846
2004 ¹	Number of Original Orders	1
	Number of Extensions	0
	Number of Investigations	1
	Number of People	1
	Number of Pen Registers	1
	Offenses	18USC1503

TRAP AND TRACE

2001	Number of Original Orders	3
	Number of Extensions	1
	Number of Investigations	2
	Number of People	3
	Number of Trap/Trace	3
	Offenses	18USC201 18USC1905
2002	Number of Original Orders	1
	Number of Extensions	0
	Number of Investigations	1
	Number of People	1
	Number of Trap/Trace	1
	Offenses	18USC201
2003	Number of Original Orders	1
	Number of Extensions	0
	Number of Investigations	1
	Number of People	2
	Number of Trap/Trace	2
	Offenses	21USC846

¹ January 1, 2004 through July 31, 2004.

2004 ²	Number of Original Orders	0
	Number of Extensions	0
	Number of Investigations	0
	Number of People	0
	Number of Trap/Trace	0
	Offenses	0

If you require any additional information or have any questions regarding this submission, please contact Assistant Special Agent in Charge Anthony Crook at (202) 616-4731, or via email at Anthony.Crook@usdoj.gov.

² January 1, 2004 through July 31, 2004.