



Department of Energy

Washington, DC 20585

March 06, 2002

671

The Honorable Warren B. Rudman
Acting Chairman
Intelligence Oversight Board
The White House
Room 340, Old Executive Office Building
Washington, D.C. 20500

Dear Chairman Rudman:

This letter is my report pursuant to Executive Order No. 12863, entitled "President's Foreign Intelligence Advisory Board."

After conferring with the Department's Deputy and Assistant General Counsel and Field Counsel, I am unaware of any Department of Energy intelligence activities that were, or may have been, unlawful or contrary to Executive Order or Presidential Directive during the period October 1, 2001, through December 31, 2001.

I understand that, in accordance with a December 11, 1992, memorandum from the Intelligence Oversight Board, the Board intends to exercise control over all copies of this report, including copies maintained in agency files, and does not consider this report to be an agency record.

If this office can provide further assistance, please contact me at 586-5281.

Sincerely,

A handwritten signature in black ink, appearing to read "Lee Liberman Otis".

Lee Liberman Otis
General Counsel





Department of Energy

Washington, DC 20585

68 12

March 06, 2002

The Honorable Warren B. Rudman
Acting Chairman
Intelligence Oversight Board
The White House
Room 340, Old Executive Office Building
Washington, D.C. 20500

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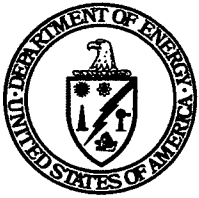
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If this office can provide further assistance, please contact me at 586-5281.

Sincerely,

Lee Liberman Otis
General Counsel





69 12

Department of Energy

Washington, DC 20585

January 8, 2003

MEMORANDUM FOR: Deputy General Counsel
Assistant General Counsel
Field Chief Counsel

FROM: Samuel M. Bradley *SM Bradley*
Assistant General Counsel
for International and National Security Programs

SUBJECT: Unlawful Intelligence Activities (1ST Quarter, FY 2003)

Executive Order No. 12863 (copy attached) requires the Department of Energy General Counsel to report to the Intelligence Oversight Board "on a quarterly basis ... concerning intelligence activities that [she has] reason to believe may be unlawful or contrary to Executive Order or Presidential Directive." If you have not already done so, please provide a written response concerning any information of which you are aware that is required to be reported under Executive Order No. 12863 for the period October 1, 2002, through December 31, 2002. Your report is due by February 15, 2003.

If you are not aware of any activity to be reported under the Executive Order, please complete and return the negative response provided with this memorandum.

Please direct your reports to Jacqueline McKissick, Office of International and National Security Programs. Any questions you have on this matter should be directed to John Gurney at (202) 586-8269. Thank you for your attention to this matter.

Attachment(s)



MEMORANDUM FOR: Samuel M. Bradley
Assistant General Counsel
for International and National Security Programs

FROM: _____

SUBJECT: Executive Order No. 12863 Unlawful Intelligence Activities Report
for First Quarter 2003

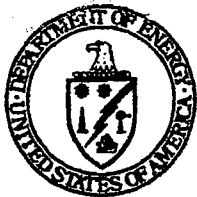
I am unaware of any DOE intelligence activities during the period from October 1, 2002, to December 31, 2002 that I have reason to believe may be unlawful or contrary to Executive Order or Presidential Directive.

Signature

Please return to:

Jacqueline McKissick
Office of Assistant General Counsel
for International and National Security Programs, GC-3
Room 6A-141, Forrestal Building

Fax (202) 586-3055



Department of Energy

Washington, DC 20585

(70) (R)

September 5, 2002

MEMORANDUM FOR: Lee Liberman Otis
General Counsel

THRU: Elizabeth A. Kessler *EAK*
Deputy General Counsel for Environment and
Nuclear Programs

FROM: Samuel M. Bradley *SMBradley*
Assistant General Counsel for International and National Security
Programs

SUBJECT: Quarterly Intelligence Activities Report

Attached is a draft quarterly report to the Intelligence Oversight Board (IOB) for activities occurring during the period April 1, 2002, through June 30, 2002. Based upon my personal knowledge and the quarterly reports from the Department's Deputy General Counsel, Assistant General Counsel, and Field Counsel, I am not aware of any Department of Energy intelligence activities, including activities performed for other agencies, that are, or may have been, unlawful or contrary to Executive Order or Presidential Directive that occurred during this period.

The IOB requires submission of this report by September 30, 2002, the end of the quarter following the quarter the report covers. Also attached is a copy of your letter to the IOB for the prior quarter.

Attachments





Department of Energy

Washington, DC 20585

71
2

September 6, 2002

The Honorable Warren B. Rudman
Acting Chairman
Intelligence Oversight Board
The White House
Room 340, Old Executive Office Building
Washington, D.C. 20500

Dear Chairman Rudman:

This letter is my report pursuant to Executive Order No. 12863, entitled "President's Foreign Intelligence Advisory Board."

Based on reports from the Department's Deputy and Assistant General Counsel and Field Counsel, I am unaware of any Department of Energy intelligence activities that were, or may have been, unlawful or contrary to Executive Order or Presidential Directive during the period April 1, 2002, through June 30, 2002.

I understand that, in accordance with a December 11, 1992, memorandum from the Intelligence Oversight Board, the Board intends to exercise control over all copies of this report, including copies maintained in agency files, and does not consider this report to be an agency record.

If this office can provide further assistance, please contact me at (202) 586-5281.

Sincerely,

Lee Liberman Otis
General Counsel





Department of Energy
Washington, DC 20585

(72) (R)

December 10, 2002

MEMORANDUM FOR: Lee Liberman Otis
General Counsel

THRU: Elizabeth A. Kessler *EAK*
Deputy General Counsel for Environment and
Nuclear Programs

FROM: Samuel M. Bradley *SM Bradley*
Assistant General Counsel for International and National Security
Programs

SUBJECT: Quarterly Intelligence Activities Report

Attached is a draft quarterly report to the Intelligence Oversight Board (IOB) for activities occurring during the period July 1, 2002, through September 30, 2002. Based upon my personal knowledge and the quarterly reports from the Department's Deputy General Counsel, Assistant General Counsel, and Field Counsel, I am not aware of any Department of Energy intelligence activities, including activities performed for other agencies, that are, or may have been, unlawful or contrary to Executive Order or Presidential Directive that occurred during this period.

The IOB requires submission of this report by December 31, 2002, the end of the quarter following the quarter the report covers. Also attached is a copy of your letter to the IOB for the prior quarter.

Attachments



Department of Energy

Washington, DC 20585

(73) (12)

September 5, 2002

MEMORANDUM FOR: Lee Liberman Otis
General Counsel

THRU: Elizabeth A. Kessler *EAC*
Deputy General Counsel for Environment and
Nuclear Programs

FROM: Samuel M. Bradley *SMB*
Assistant General Counsel for International and National Security
Programs

SUBJECT: Quarterly Intelligence Activities Report

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Attachments





Department of Energy

Washington, DC 20585

(79) (2)

September 6, 2002

The Honorable Warren B. Rudman
Acting Chairman
Intelligence Oversight Board
The White House
Room 340, Old Executive Office Building
Washington, D.C. 20500

Dear Chairman Rudman:

This letter is my report pursuant to Executive Order No. 12863, entitled "President's Foreign Intelligence Advisory Board."

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If this office can provide further assistance, please contact me at (202) 586-5281.

Sincerely,

Lee Liberman Otis
General Counsel






Department of Energy

Washington, DC 20585

TS
R

July 22, 2002

MEMORANDUM FOR: Deputy General Counsel
Assistant General Counsel
Field Chief Counsel

FROM: Samuel M. Bradley 
Assistant General Counsel
for International and National Security Programs

SUBJECT: Unlawful Intelligence Activities

Executive Order No. 12863 (copy attached) requires the Department of Energy General Counsel to report to the Intelligence Oversight Board "on a quarterly basis ... concerning intelligence activities that [she has] reason to believe may be unlawful or contrary to Executive Order or Presidential Directive." If you have not already done so, please provide a written response concerning any information of which you are aware that is required to be reported under Executive Order No. 12863 for the period April 1, 2002, through June 30, 2002. Your report is due by August 15, 2002.

If you are not aware of any activity to be reported under the Executive Order, please complete and return the negative response provided with this memorandum.

Please direct your reports to Jacqueline McKissick, Office of International and National Security Programs. Any questions you have on this matter should be directed to John Gurney at (202) 586-8269. Thank you for your attention to this matter.

Attachment(s)





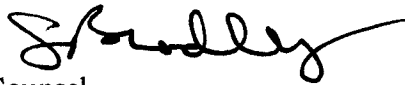
Department of Energy

Washington, DC 20585

76 1

October 9, 2002

MEMORANDUM FOR: Deputy General Counsel
Assistant General Counsel
Field Chief Counsel

FROM: Samuel M. Bradley 
Assistant General Counsel
for International and National Security Programs

SUBJECT: Unlawful Intelligence Activities

Executive Order No. 12863 (copy attached) requires the Department of Energy General Counsel to report to the Intelligence Oversight Board "on a quarterly basis ... concerning intelligence activities that [she has] reason to believe may be unlawful or contrary to Executive Order or Presidential Directive." If you have not already done so, please provide a written response concerning any information of which you are aware that is required to be reported under Executive Order No. 12863 for the period July 1, 2002, through September 30, 2002. Your report is due by November 15, 2002.

If you are not aware of any activity to be reported under the Executive Order, please complete and return the negative response provided with this memorandum.

Please direct your reports to Jacqueline McKissick, Office of International and National Security Programs. Any questions you have on this matter should be directed to John Gurney at (202) 586-8269. Thank you for your attention to this matter.

Attachment(s)





Department of Energy
Washington, DC 20585

77
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December 18, 2002

The Honorable Warren B. Rudman
Acting Chairman
Intelligence Oversight Board
The White House
Room 340, Old Executive Office Building
Washington, D.C. 20500

Dear Chairman Rudman:

This letter is my report pursuant to Executive Order No. 12863, entitled "President's Foreign Intelligence Advisory Board."

Based on reports from the Department's Deputy and Assistant General Counsel and Field Counsel, I am unaware of any Department of Energy intelligence activities that were, or may have been, unlawful or contrary to Executive Order or Presidential Directive during the period July 1, 2002, through September 30, 2002.

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If this office can provide further assistance, please contact me at (202) 586-5281.

Sincerely,

A handwritten signature in cursive script, appearing to read "Lee Liberman Otis", is written above the typed name.

Lee Liberman Otis
General Counsel



Department of Energy
Washington, DC 20585

December 10, 2002

MEMORANDUM FOR: Lee Liberman Otis
General Counsel

THRU: Elizabeth A. Kessler *EAK*
Deputy General Counsel for Environment and
Nuclear Programs

FROM: Samuel M. Bradley *SMBradley*
Assistant General Counsel for International and National Security
Programs

SUBJECT: Quarterly Intelligence Activities Report

Attached is a draft quarterly report to the Intelligence Oversight Board (IOB) for activities occurring during the period July 1, 2002, through September 30, 2002. Based upon my personal knowledge and the quarterly reports from the Department's Deputy General Counsel, Assistant General Counsel, and Field Counsel, I am not aware of any Department of Energy intelligence activities, including activities performed for other agencies, that are, or may have been, unlawful or contrary to Executive Order or Presidential Directive that occurred during this period.

The IOB requires submission of this report by December 31, 2002, the end of the quarter following the quarter the report covers. Also attached is a copy of your letter to the IOB for the prior quarter.

Attachments

73
R

April 18, 2002

MEMORANDUM FOR: Deputy General Counsel
Assistant General Counsel
Field Chief Counsel

FROM: Samuel M. Bradley
Assistant General Counsel
for International and National Security Programs

SUBJECT: Unlawful Intelligence Activities

Executive Order No. 12863 (copy attached) requires the Department of Energy General Counsel to report to the Intelligence Oversight Board "on a quarterly basis ... concerning intelligence activities that [she has] reason to believe may be unlawful or contrary to Executive Order or Presidential Directive." If you have not already done so, please provide a written response concerning any information of which you are aware that is required to be reported under Executive Order No. 12863 for the period January 1, 2002 through March 31, 2002. Your report is due by May 15, 2002.

If you are not aware of any activity to be reported under the Executive Order, please complete and return the negative response provided with this memorandum.

Please direct your reports to Jacqueline McKissick, Office of International and National Security Programs. Any questions you have on this matter should be directed to John Gurney at (202) 586-8269. Thank you for your attention to this matter.

Attachment(s)

United States Government

Department of Energy

Oak Ridge Operations Office

memorandum

79 2

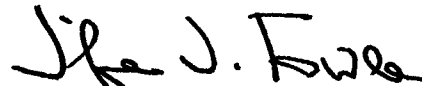
DATE: October 19, 2001

REPLY TO
ATTN OF: CC-10:Thress

SUBJECT: **EXECUTIVE ORDER NO. 12863, UNLAWFUL INTELLIGENCE ACTIVITIES
REPORT FOR FOURTH QUARTER, FY 2001**

TO: Samuel M. Bradley, Assistant General Counsel for International and National
Security Programs, GC-53, Headquarters, FORSTL

I am unaware of any DOE intelligence activities during the period from July 1, 2001 to September 30, 2001, that I have reason to believe may be unlawful or contrary to Executive Order or Presidential Directive.


Jennifer J. Fowler
Chief Counsel

80 K

January 11, 2002

MEMORANDUM FOR: Samuel M. Bradley
Assistant General Counsel
for International and National Security Programs

FROM: SCHENECTADY NAVAL REACTORS OFFICE

SUBJECT: Executive Order No. 12863 Unlawful Intelligence Activities Report
for Fourth Quarter 2001

I am unaware of any DOE intelligence activities during the period from October 1, 2001 to
December 31, 2001 that I have reason to believe may be unlawful or contrary to Executive Order
or Presidential Directive.



Signature Henry J. Van Dyke
Chief Counsel

Please return to:

Jacqueline McKissick
Office of Assistant General Counsel
for International and National Security Programs, GC-3
Room 6A-141, Forrestal Building

Fax (202) 586-3055

OPTIONAL FORM 99 (7-90)

FAX TRANSMITTAL		# of pages ▶ 1
To J McKissick	From HJ VAN DYKE	
Dept./Agency DOE-AQ GC-3	Phone # 518-395-4227	
Fax # 202-586-3055	Fax # 518-395-7379	

NSN 7540-01-317-7368 5099-101 GENERAL SERVICES ADMINISTRATION

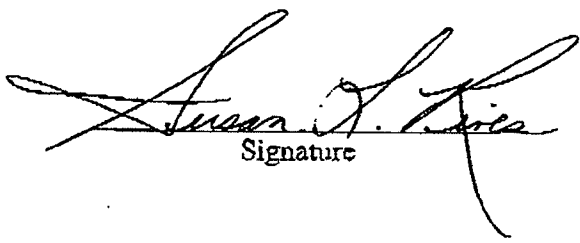
(81)
(R)

MEMORANDUM FOR: Samuel M. Bradley
Assistant General Counsel
for International and National Security Programs

FROM: Susan L. Rives, YMSCO Chief Counsel

SUBJECT: Executive Order No. 12863 Unlawful Intelligence Activities Report
for Fourth Quarter 2001

I am unaware of any DOE intelligence activities during the period from October 1, 2001 to December 31, 2001 that I have reason to believe may be unlawful or contrary to Executive Order or Presidential Directive.



Signature

Please return to:

Jacqueline McKissick
Office of Assistant General Counsel
for International and National Security Programs, GC-3
Room 6A-141, Forrestal Building
Fax (202) 586-3055


82 1

MEMORANDUM FOR: Samuel M. Bradley
Assistant General Counsel
for International and National Security Programs

FROM: SPRPMO - New Orleans, LA

SUBJECT: Executive Order No. 12863 Unlawful Intelligence Activities Report
for Fourth Quarter 2001

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Signature

Please return to:

Jacqueline McKissick
Office of Assistant General Counsel
for International and National Security Programs, GC-3
Room 6A-141, Forrestal Building
Fax (202) 586-3055

83 (12)

MEMORANDUM FOR: Samuel M. Bradley
Assistant General Counsel
for International and National Security Programs

FROM: David G. Darugh, SR Chief Counsel

SUBJECT: Executive Order No. 12863 Unlawful Intelligence Activities Report
for Fourth Quarter 2001

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Office of Assistant General Counsel
for International and National Security Programs, GC-3
Room 6A-141, Forrestal Building

Fax (202) 586-3055



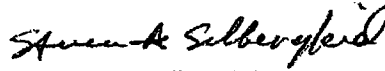
Department of Energy
Chicago Operations Office
9800 South Cass Avenue
Argonne, Illinois 60439

January 14, 2002

Samuel M. Bradley
Assistant General Counsel for
International and National Security Programs, HQ
GC-53 FORS

**SUBJECT: EXECUTIVE ORDER NO. 12863, UNLAWFUL INTELLIGENCE ACTIVITIES
REPORT FOR FOURTH QUARTER - OCTOBER 1 - DECEMBER 31, 2001**

I am unaware of any DOE intelligence activities during the period from October 1, 2001 to December 31, 2001, that I have reason to believe may be unlawful or contrary to Executive Order or Presidential Directive.


Steven A. Silbergleid
Chief Counsel

cc: Marvin E. Gunn, Jr., OM

(85) (12)

JAN 14 2002

MEMORANDUM FOR: Samuel M. Bradley
Assistant General Counsel
for International and National Security Programs

FROM: Peter A. Bernard, Chief Counsel, DOE NNSA OAK

SUBJECT: Executive Order No. 12863 Unlawful Intelligence Activities Report
for Fourth Quarter 2001

I am unaware of any DOE intelligence activities during the period from October 1, 2001 to December 31, 2001 that I have reason to believe may be unlawful or contrary to Executive Order or Presidential Directive.


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Please return to:

Jacqueline McKissick
Office of Assistant General Counsel
for International and National Security Programs, GC-3
Room 6A-141, Forrestal Building

Fax (202) 586-3055

memorandum

AG 2

DATE: JAN 14 2002
REPLY TO: Oakland Operations Office (OCC)
ATTN OF:
SUBJECT: Unlawful Intelligence Activities Report

TO: Samuel M. Bradley, Assistant General Counsel for International and National Security Programs (GC-3)

This memorandum is in response to the Assistant General Counsel's request of January 11, 2002.

The DOE Oakland Operations Office has reviewed its intelligence activities and the intelligence activities of its contractors during the period October 1, 2001 through December 31, 2001, and has no reportable activities. Our negative certification is attached.

Please feel free to contact me at (510) 637-1662 if you have further questions.



Peter A. Bernard
Chief Counsel

Attachments: Negative Report dated January 14, 2002

cc: Michael Hooper, AMFNS w/attachment
Jacqueline McKissick, GC-3 w/attachment

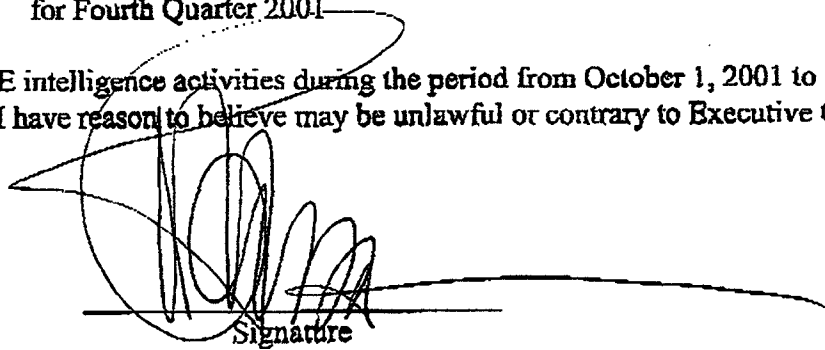
87 R

MEMORANDUM FOR: Samuel M. Bradley
Assistant General Counsel
for International and National Security Programs

FROM: CHARLES SEEHORN, ACTING CHIEF COUNSEL
NATIONAL ENERGY TECHNOLOGY LABORATORY

SUBJECT: Executive Order No. 12863 Unlawful Intelligence Activities Report
for Fourth Quarter 2001

I am unaware of any DOE intelligence activities during the period from October 1, 2001 to December 31, 2001 that I have reason to believe may be unlawful or contrary to Executive Order or Presidential Directive.



Signature

Please return to:

Jacqueline McKissick
Office of Assistant General Counsel
for International and National Security Programs, GC-3
Room 6A-141, Forrestal Building

Fax (202) 586-3055

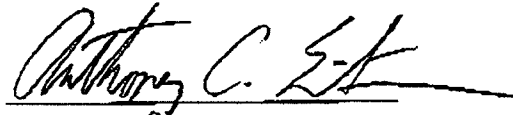
(55) (2)

MEMORANDUM FOR: Samuel M. Bradley
Assistant General Counsel
for International and National Security Programs

FROM: Anthony C. Eitkeim, OH Chief Counsel

SUBJECT: Executive Order No. 12863 Unlawful Intelligence Activities Report
for Fourth Quarter 2001

I am unaware of any DOE intelligence activities during the period from October 1, 2001 to
December 31, 2001 that I have reason to believe may be unlawful or contrary to Executive Order
or Presidential Directive.


Signature

Please return to:

Jacqueline McKissick
Office of Assistant General Counsel
for International and National Security Programs, GC-3
Room 6A-141, Forrestal Building

Fax (202) 586-3055

memorandum



DATE: JAN 14 2002
REPLY TO: Oakland Operations Office (OCC)
ATTN OF:
SUBJECT: Unlawful Intelligence Activities Report

TO: Samuel M. Bradley, Assistant General Counsel for International and National Security Programs (GC-3)

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Peter A. Bernard
Chief Counsel

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cc: Michael Hooper, AMFNS w/attachment
Jacqueline McKissick, GC-3 w/attachment

JAN 14 2002

MEMORANDUM FOR: Samuel M. Bradley
Assistant General Counsel
for International and National Security Programs

FROM: Peter A. Bernard, Chief Counsel, DOE NNSA OAK

SUBJECT: Executive Order No. 12863 Unlawful Intelligence Activities Report
for Fourth Quarter 2001

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Signature

Please return to:

Jacqueline McKissick
Office of Assistant General Counsel
for International and National Security Programs, GC-3
Room 6A-141, Forrestal Building

Fax (202) 586-3055

90 2

January 22, 2002

MEMORANDUM FOR: Samuel M. Bradley
Assistant General Counsel
for International and National Security Programs

FROM: J.S. Carey, Jr., Chief Counsel, Pittsburgh Naval Reactors Office

SUBJECT: Executive Order No. 12863 Unlawful Intelligence Activities Report
for Fourth Quarter 2001

I am unaware of any DOE intelligence activities during the period from October 1, 2001 to December 31, 2001 that I have reason to believe may be unlawful or contrary to Executive Order or Presidential Directive.


Signature

Please return to:

Jacqueline McKissick
Office of Assistant General Counsel
for International and National Security Programs, GC-3
Room 6A-141, Forrestal Building

Fax (202) 586-3055

OPTIONAL FORM 99 (7-90)

FAX TRANSMITTAL

of pages 1

To <u>Jacqueline McKissick</u>	From <u>J.S. Carey Jr</u>
Dept/Agency <u>DOE GC-53</u>	Phone # <u>412-476-7202</u>
Fax # <u>202-586-3055</u>	Fax # <u>412-476-7190</u>

NSN 7540-01-317-7368

5099-101

GENERAL SERVICES ADMINISTRATION

United States Government

Department of Energy

memorandum

Richland Operations Office



DATE: **JAN 17 2002**
REPLY TO
ATTN OF: OCC:BLH/02-OCC-0052
SUBJECT: EXECUTIVE ORDER NO. 12863 UNLAWFUL INTELLIGENCE ACTIVITIES
REPORT FOR FIRST QUARTER FISCAL YEAR 2002

TO: S. M. Bradley
Assistant General Counsel
for International and National
Security Programs, GC-53, HQ

I am unaware of any DOE intelligence activities during the period from October 1, 2001 through December 31, 2001, that I have reason to believe may be unlawful or contrary to Executive Order of Presidential Directive. If you have any questions, please contact me on (509) 376-7311.

Betty L. Hollowell
Chief Counsel

United States Government

Department of Energy


memorandum

Rocky Flats Field Office

92 12

DATE: January 25, 2002
REPLY TO:
ATTN OF: OCC 02-0114
SUBJECT: Executive Order No. 12863 Unlawful Intelligence Activities Report for Fourth Quarter FY 2001
TO: Samuel M. Bradley, Assistant General Counsel For International and National Security Programs

I am unaware of any DOE intelligence activities during the period from July 1, 2001, to September 30, 2001, that I have reason to believe may be unlawful or contrary to Executive Order of Presidential Directive.


James D. Long, Jr.,
Acting Chief Counsel

cc:
Henry F. Dalton, Assistant Manager
Safety Programs