



Department of Energy

Washington, DC 20585

February 13, 2008

The Honorable Stephen Friedman
Chairman
President's Intelligence Oversight Board
Room 5020 - New Executive Office Building
725 17th Street, N.W.
Washington, D.C. 20503

Dear Chairman Friedman:

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, Field Counsel, and the General Counsel of the Department's National Nuclear Security Administration, 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, 2007 through December 31, 2007.

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,

A handwritten signature in black ink, appearing to read "David R. Hill".

David R. Hill
General Counsel

cc: General Counsel
President's Foreign Intelligence Advisory Board





Department of Energy

Washington, DC 20585

February 13, 2008

The Honorable Stephen Friedman
Chairman
President's Intelligence Oversight Board
Room 5020 - New Executive Office Building
725 17th Street, N.W.
Washington, D.C. 20503

Dear Chairman Friedman:

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, Field Counsel, and the General Counsel of the Department's National Nuclear Security Administration, 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, 2007 through December 31, 2007.

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,

A handwritten signature in black ink, appearing to read "D. Hill".

David R. Hill
General Counsel

cc: General Counsel
President's Foreign Intelligence Advisory Board





Department of Energy

Washington, DC 20585

February 13, 2008

The Honorable Stephen Friedman
Chairman
President's Intelligence Oversight Board
Room 5020 - New Executive Office Building
725 17th Street, N.W.
Washington, D.C. 20503

Dear Chairman Friedman:

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, Field Counsel, and the General Counsel of the Department's National Nuclear Security Administration, 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, 2007 through December 31, 2007.

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,

A handwritten signature in black ink, appearing to read "D. Hill".

David R. Hill
General Counsel

cc: General Counsel
President's Foreign Intelligence Advisory Board





Department of Energy

Washington, DC 20585

February 11, 2008

MEMORANDUM FOR: David R. Hill
General Counsel

THROUGH: Mary B. Neumayr *MBN*
Deputy General Counsel for Environment and Nuclear Programs

FROM: Diana D. Clark *ddc*
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 October 1, 2007, through December 31, 2007. Based upon my personal knowledge and the quarterly reports from the Department's Deputy General Counsel, Assistant General Counsel, Field Counsel, and NNSA General 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 the last business day of the first month following the quarter the report covers. Also attached is a copy of your letter to the IOB for the prior quarter.

In accordance with the August 18, 2006, memorandum from the Assistant to the President for National Security Affairs on the subject of Intelligence Oversight Board Reporting, we and the Inspector General will send copies of our respective IOB reports to Ms. Darlene Connelly, General Counsel, President's Foreign Intelligence Advisory Board, for sharing with the DNI.

Attachments





Department of Energy
Washington, DC 20585

October 29, 2007

The Honorable Stephen Friedman
Chairman
President's Intelligence Oversight Board
Room 5020 - New Executive Office Building
725 17th Street, N.W.
Washington, D.C. 20503

Dear Chairman Friedman:

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, Field Counsel, and the General Counsel of the Department's National Nuclear Security Administration, 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, 2007 through September 30, 2007.

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,

A handwritten signature in black ink, appearing to read "D. Hill".

David R. Hill
General Counsel

cc: General Counsel
President's Foreign Intelligence Advisory Board

597 2

United States Government

Department of Energy

memorandum

DATE: December 17, 2007
REPL TO:
ATTN OF: IG-1
SUBJECT: Report to the Intelligence Oversight Board (First Quarter, Fiscal Year 2008)
TO: See Distribution

Executive Order 12863, "President's Foreign Intelligence Advisory Board," requires the Inspector General to report on a quarterly basis to the Intelligence Oversight Board concerning intelligence activities at the Department of Energy, including the National Nuclear Security Administration. The purpose of this memorandum is to request that you advise the Office of Inspections and Special Inquiries, IG-40, of any intelligence activities that occurred or that you became aware of during the First Quarter, Fiscal Year 2008 (October 1, 2007, through December 31, 2007) that may be unlawful or contrary to Executive Order, Presidential Directive, or Department of Energy guidelines or implementing procedures, such as the retention of U.S. persons information. We request that the response from the Office of Intelligence and Counterintelligence includes, as an attachment, the responses from their respective field and headquarters elements.

Your response to this request should be based on a thorough review of all the activities under your purview. In order for us to provide our report to the Intelligence Oversight Board in a timely manner, please provide your signed, written reply by **January 17, 2008**. Your reply may be sent by mail, by facsimile, or as an attachment to an e-mail. Any facsimile responses should be sent to IG-40 at (202) 586-4902, and any e-mail responses should be addressed to glenn.white@hq.doe.gov. The mailing address for your unclassified response is:

U.S. Department of Energy
Office of Inspector General
Office of Inspections and Special Inquiries (IG-40)
1000 Independence Avenue, SW
Washington, D.C. 20585
Attn: Glenn White

If your response is classified, please contact Mr. Glenn White, Office of Inspections and Special Inquiries, at (202) 586-4109, for our classified mailing address.

Thank you for your cooperation with this request.



Gregory H. Friedman
Inspector General

DISTRIBUTION

Director, Office of Intelligence and Counterintelligence
Associate Administrator for Management and Administration, National Nuclear Security
Administration
Director, Office of Hearings and Appeals
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Director, Office of Science
Chief Health, Safety, and Security Officer
Chief Information Officer
Director, National Nuclear Security Administration Service Center
Manager, Chicago Office
Manager, Golden Field Office
Manager, Idaho Operations Office
Manager, Kansas City Site Office
Manager, Livermore Site Office
Manager, Los Alamos Site Office
Manager, Nevada Site Office
Manager, Oak Ridge Office
Manager, Pacific Northwest Site Office
Manager, Pantex Site Office
Manager, Sandia Site Office
Manager, Y-12 Site Office
Manager, Savannah River Operations Office
Assistant Director, Office of Logistics Management, Environmental Management
Consolidated Business Center
Deputy Inspector General for Audit Services
Assistant Inspector General for Investigations

cc: General Counsel
General Counsel, National Nuclear Security Administration



Department of Energy
Washington, DC 20585

Handwritten initials and a circular stamp in the top right corner.

February 13, 2008

MEMORANDUM FOR: Deputy General Counsel
Assistant General Counsel
Field Chief Counsel
General Counsel, National Nuclear Security Administration

FROM: Diana D. Clark *DDC*
Assistant General Counsel
for International and National Security Programs

SUBJECT: Intelligence Matters Considered But Not Reported to the
Intelligence Oversight Board, January 2001 - Present

The Intelligence Oversight Board (IOB) has requested that departments and agencies in the Intelligence Community review their records for matters that were considered but not reported to the IOB from January 2001 to the present, pursuant to Executive Order 12863. This review is to be undertaken in light of the new reporting guidelines set forth by the Assistant to the President for National Security Affairs on April 17, 2007 to assist departments and agencies in determining what matters should be reported to the IOB (attached).

Please provide a written response concerning any intelligence matter that you considered reporting in accordance with Executive Order 12863 but did not report during the time period noted above. If you are not aware of any matter considered but not reported, please return a negative response.

Please respond by February 22, 2008, to Jacqueline McKissick, Office of the Assistant General Counsel for International and National Security Programs (GC-53). Any questions you have on this request should be directed to John Gurney at (202) 586-8269. Thank you for your prompt attention to this matter.

Attachment



1893

THE WHITE HOUSE
WASHINGTON

April 17, 2007

MEMORANDUM FOR THE SECRETARY OF STATE
THE SECRETARY OF THE TREASURY
THE SECRETARY OF DEFENSE
THE ATTORNEY GENERAL
THE SECRETARY OF ENERGY
THE SECRETARY OF HOMELAND SECURITY
DIRECTOR OF NATIONAL INTELLIGENCE

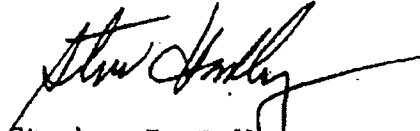
SUBJECT: Intelligence Oversight Board Reporting Criteria

Attached at Tab A are revised requirements and guidelines for reporting to the Intelligence Oversight Board (IOB) of the President's Foreign Intelligence Advisory Board (PFIAB), pursuant to Executive Order 12863. As described in my memorandum on August 18, 2006, these revised reporting criteria are part of an ongoing effort to enhance IOB reporting procedures. In the near future I will provide for your review proposed amendments to Executive Order 12863 intended to clarify the procedural and substantive aspects of IOB reporting and to reflect the establishment of the Office of the Director of National Intelligence (O/DNI). The attachment replaces an earlier version of these guidelines distributed to your senior counsel and inspectors general by the O/DNI.

The IOB reporting requirements pertain to activities that may be unlawful or contrary to executive order or presidential directive. These requirements operate independently of the obligation of heads of departments and agencies to provide timely notification to the Director of National Intelligence (DNI) of significant or highly sensitive matters related to intelligence activities. Early notice of such activities including, for example, the unauthorized disclosure of protected information or intelligence activities likely to impact negatively on U.S. policies and relationships abroad, will enable the DNI to fulfill his statutory commitments to the Congress as well as his responsibilities as the President's principal advisor for intelligence matters. At his discretion, the DNI may refer such matters to the PFIAB for review

cc: The Vice President
Chief of Staff to
the President

consistent with the Board's ongoing responsibility to review the performance and assess the adequacy of management of our intelligence agencies.



Stephen J. Hadley
Assistant to the President
for National Security Affairs

Attachment
Tab A Revised IOB Reporting Criteria

UNCLASSIFIED//FOR OFFICIAL USE ONLY**Intelligence Oversight Board (IOB) Reporting Criteria**

1. **Purposes.** This updates the requirements and guidance for reporting to the IOB pursuant to Executive Order 12333 Section 1.7(d), Executive Order 12863, and the August 18, 2006 memorandum from the Assistant to the President for National Security Affairs. This guidance applies to all IOB reports made on or after April 1, 2007 and supersedes all guidance issued by previous IOBs.
2. **Authorities.**
 - Section 2.4 of Executive Order 12863 states that Inspectors General (IG) and General Counsel (GC) of the Intelligence Community (IC), "shall report to the IOB, at least on a quarterly basis and from time to time as necessary or appropriate, concerning intelligence activities they have reason to believe may be unlawful, and at least on a quarterly basis, and from time to time as necessary and appropriate, matters that they have reason to believe may be contrary to Executive order or Presidential directive."
 - Sections 1.7(d) and (h) of Executive Order 12333 state that the heads of departments and agencies with organizations in the Intelligence Community or the heads of such organizations, as appropriate, shall, "report to the Intelligence Oversight Board and keep the DNI appropriately informed, concerning any intelligence activities of their organizations that they have reason to believe may be unlawful or contrary to Executive order or Presidential directive" and "instruct their employees to cooperate fully with the IOB."
 - Section 3.4(e) of Executive Order 12333 defines "intelligence activities" as "all activities that agencies within the Intelligence Community are authorized to conduct pursuant to this Order."
 - The August 18, 2006 memorandum from the Assistant to the President for National Security Affairs outlines new procedures and instructs that they be carried out consistent with reporting criteria developed by the IOB and DNI. Based on the DNI's statutory obligation to ensure compliance with the Constitution and laws of the United States by the Central Intelligence Agency and to ensure such compliance by other elements of the intelligence community through the host executive departments, the ODNI will assume an enhanced role in the IOB review process, including analyzing guidelines and reports, identifying trends or patterns warranting further action, and ensuring matters deemed appropriate by the President are carried out.

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UNCLASSIFIED//FOR OFFICIAL USE ONLY

3. Reports to the IOB.

(a) **Immediate Reports.** In accordance with Section 2.4 of Executive Order 12863, it shall be necessary and appropriate for heads of departments and agencies with organizations in the IC to report through IGs and GCs of the IC any specific issue identified in either of the categories below, usually not later than seven calendar days after becoming aware of an intelligence activity they have reason to believe may be unlawful.

- Particularly serious potential criminal violations;
- Matters otherwise reportable under E.O. 12863 that will be reported to Congressional oversight committees.

(b) **Quarterly Reports.** GCs and IGs of the IC shall submit quarterly reports to the IOB for all other issues not reported pursuant to subparagraph (a) above, that they have reason to believe may be unlawful or contrary to Executive order or Presidential directive.

- Items that are potentially unlawful or contrary to Executive orders or Presidential directives and reported to the Congressional intelligence oversight committees shall be contemporaneously reported to the DNI and IOB. This includes, but is not limited to, congressional notifications and general reports required by statute known as Congressionally Directed Actions.
- Copies of Inspector General Semi-annual reports shall also be submitted to the DNI and IOB without regard to whether those reports are likewise provided to Congress.
- Reports filed with the Attorney General or designee pursuant to the *Memorandum of Understanding on Reporting of Information Concerning Federal Crimes (1995)* that involve intelligence activities that may be unlawful, should also be reported to the DNI and IOB.

(c) **Schedule for Quarterly Reports.** Agencies should submit four copies of narrative reports to IOB General Counsel pursuant to the following schedule:

CY Jan – Mar items are due not later than the last business day in April;

CY Apr – Jun items are due not later than the last business day in July;

CY Jul – Sep items are due not later than the last business day in October; and

CY Oct – Dec items are due not later than the last business day in Jan of the next year.

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Copies of these reports shall be provided by the IOB to the ODNI for the purpose of providing the IOB with an analysis of the severity of reported items, trends or patterns of recurring concerns, how the IC elements are addressing those items and concerns, and actions taken or proposed by the DNI to address systemic issues identified in IC reports to the IOB.

(d) Format for Immediate and Quarterly Reports. Reports should include an explanation of the activity at issue, any extenuating or mitigating circumstances, and any action being taken in response. Reports should not be delayed because additional factual or legal research may be required. Moreover, the fact that an organization concludes on balance, that an activity is lawful does not relieve an organization from reporting questionable matters as to which legality may be argued. There is a preference for written reports; however, in fast-breaking situations, oral reports can be made to the IOB General Counsel. The IOB Reporting Summary Sheet, included as an attachment to these guidelines, shall also accompany written reports.

4. Please direct questions or comments to the IOB General Counsel via telephone (202) 456-2352.

IOB SUMMARY SHEET

Name of Department or Agency: CY Quarterly Report:

DATE OF INCIDENT: DATE OF REPORT TO IOB:

DATE OF REPORT TO DEPARTMENT/AGENCY:

DATE REPORT SUBMITTED TO OTHER ENTITY (i.e., DoJ, Congress, Civil Liberties Office):

POSSIBLE VIOLATION OF:

STATUTE (United States Code Citation)

___ FISA (50 U.S.C. 1801)

___ Other (U.S.C. citation: _____)

EXECUTIVE ORDER 12333:

___ Section 2.3 collection & dissemination of USP info

___ Section 2.4 preamble: least intrusive collection

___ Section 2.4(a) CIA electronic surveillance w/in US

___ Section 2.4(b) unconsented physical search w/in US

___ Section 2.4(c) physical surveillance of USP w/in US

___ Section 2.4(d) physical surveillance of USP abroad

___ Section 2.5 AG approval w/in US or against USP abroad

___ Section 2.6 assistance to law enforcement

___ Section 2.7 contracting

___ Section 2.9 undisclosed participation

___ Section 2.10 human experimentation

___ Section 2.11 prohibition on assassination

___ Section 2.12 indirect participation

___ AG APPROVED EO 12333 GUIDELINES (Guideline name and section: _____)

OTHER EXECUTIVE ORDER (SPECIFY)

___ Creation of unauthorized SAP (EO 12958, as amended)

___ Other (EO citation: _____)

PRESIDENTIAL DIRECTIVE (SPECIFY)

___ COVERT ACTION FINDING/MEMORANDUM OF NOTIFICATION

___ Other (Presidential Directive citation: _____)

DEPARTMENT/AGENCY ACTION:

*DATE OF FINAL DISPOSITION:

NOTE to

David Hill, GC-1
Mary Neumayr, GC-50

FROM: Diana Clark, GC-53 *dd* 2-11-08

As a result of an internal GC-53 miscommunication, the attached Quarterly Intelligence Activities Report is late; it should have been sent January 31, 2008.

I have revised our administrative procedures to ensure timely transmittal of these reports in the future.

Diana

50
NR



Department of Energy
Washington, DC 20585

600
2

December 20, 2007

MEMORANDUM FOR: Deputy General Counsel
Assistant General Counsel
Field Chief Counsel
General Counsel, National Nuclear Security Administration

FROM: Diana D. Clark *DDC*
Assistant General Counsel
for International and National Security Programs

SUBJECT: Unlawful Intelligence Activities (First Quarter, FY 2008)

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 he 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, 2007, through December 31, 2007. Your report is due by January 20, 2008.

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

cc: Inspector General





Department of Energy

Washington, DC 20585

MEMORANDUM FOR: Diana D. Clark
Assistant General Counsel
for International and National Security Programs

FROM: _____

SUBJECT: Executive Order No. 12863 Unlawful Intelligence Activities Report
for First Quarter, FY 2008

I am unaware of any DOE intelligence activities during the period from October 1, 2007, to December 30, 2007 that I have reason to believe may be unlawful or contrary to Executive Order or Presidential Directive.

Signature

Please return to:

Jacqueline McKissick
Paralegal Specialist
Office of Assistant General Counsel
for International and National Security Programs, GC-53
Room 6A-141, Forrestal Building

Fax (202) 586-3055





Department of Energy

Washington, DC 20585

10/29/07

6000

MEMORANDUM FOR: Diana D. Clark
Assistant General Counsel
for International and National Security Programs

FROM:

Eric J. Fygi

SUBJECT: Executive Order No. 12863 Unlawful Intelligence Activities

I am unaware of any DOE intelligence activities during the period from July 1, 2007, to September 30, 2007 that I have reason to believe may be unlawful or contrary to Executive Order or Presidential Directive.


Signature

Please return to:

Jacqueline McKissick
Paralegal Specialist
Office of Assistant General Counsel
for International and National Security Programs, GC-53
Room 6A-141, Forrestal Building

Fax (202) 586-7373



United States Government

memorandum

Department of Energy

Oak Ridge Office

(652) (12)

DATE: October 12, 2007

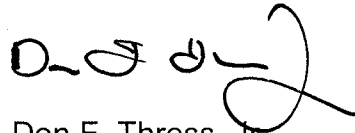
REPLY TO

ATTN OF: CC-10:Carnes

SUBJECT: **EXECUTIVE ORDER NO. 12863, UNLAWFUL INTELLIGENCE ACTIVITIES REPORT FOR FOURTH QUARTER, FY 2007**

TO: Diana D. Clark, Assistant General Counsel for International and National Security Programs, GC-53, Headquarters, FORSTL

I am unaware of any DOE intelligence activities during the period July 1, 2007 through September 30, 2007, that I have reason to believe may be unlawful or contrary to Executive Order or Presidential Directive.



Don F. Thress, Jr.
Chief Counsel

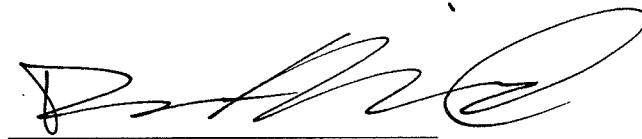
603
12

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

FROM: Bruce Diamond

SUBJECT: Executive Order No. 12863 Unlawful Intelligence Activities Report
for Fourth Quarter, FY 2005

I am unaware of any DOE intelligence activities during the period from July 1, 2005, to September 30, 2005 that I have reason to believe may be unlawful or contrary to Executive Order or Presidential Directive.



Signature

Please return to:

Jacqueline McKissick
Paralegal Specialist
Office of Assistant General Counsel
for International and National Security Programs, GC-53
Room 6A-141, Forrestal Building

Fax (202) 586-3055

(604) (12)

United States Government

Department of Energy

National Nuclear Security Administration

memorandum

DATE: **October 10, 2007**

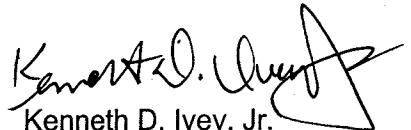
REPLY TO

ATTN OF: Y12-20:Schlegel

SUBJECT: **EXECUTIVE ORDER NO. 12863 UNLAWFUL INTELLIGENCE ACTIVITIES REPORT FOR FOURTH QUARTER, FY 2007**

TO: Ms. Diana Clark, Acting Assistant General Counsel for International and National Security Programs

I am unaware of any DOE intelligence activities during the period from July 1, 2007, to September 30, 2007 that I have reason to believe may be unlawful or contrary to Executive Order or Presidential Directive.


Kenneth D. Ivey, Jr.
Assistant Manager
for Safeguards and Security
Y-12 Site Office

CC:

G. H. Friedman, IG-1, FORS
D. S. Jonas, NA-1, FORS
M. Kessler, NA-1, FORS
J. McKissick, GC-53, FORS
G. R. White, IG-42, FORS
M. T. Rochford, OCI, MS 6076, ORNL
T. L. Slack, Y-12-01, YSO
S. L. Gaines, Y12-10, YSO
S. L. Daly, Y12-20, YSO

605 (2)

United States Government

Department of Energy

National Nuclear Security Administration

COR-Y12-1 [REDACTED]

memorandum

DATE: **JAN 03 2008**

REPLY TO:

ATTN OF: Y12-20:Schlegel

SUBJECT: **EXECUTIVE ORDER NO. 12863 UNLAWFUL INTELLIGENCE ACTIVITIES REPORT FOR FIRST QUARTER, FISCAL YEAR 2008**

TO: Ms. Diana Clark, Acting Assistant General Counsel for International and National Security Programs

I am unaware of any Department of Energy intelligence activities during the period from October 1, 2007 to December 31, 2007, that I have reason to believe may be unlawful or contrary to Executive Order or Presidential Directive.

Donat R. St. Pierre

Donat R. St. Pierre
Assistant Manager
for Safeguards and Security
Y-12 Site Office

cc:
G. H. Friedman, IG-1, FORS
D. S. Jonas, NA-1, FORS
M. Kessler, NA-1, FORS
J. McKissick, GC-53, FORS
G. R. White, IG-42, FORS
M. T. Rochford, OCI, MS 6076, ORNL
T. L. Slack, Y-12-01, YSO
S. L. Gaines, Y12-10, YSO
S. L. Daly, Y12-20, YSO

WACKENHUT**Oak Ridge Team**

Wackenhut Services, Incorporated
 161 Mitchell Road
 Oak Ridge, TN 37830

Telephone: (865) 425-0346
 Fax: (865) 276-9324

December 21, 2007

Mr. Donat St. Pierre
 Assistant Manager
 Office of Safeguards and Security
 National Nuclear Security Administration
 Y-12 Site Office
 Jack Case Center
 Wing N3 Room 158
 Oak Ridge, TN 37831

Y-12 SITE OFFICE

COR-Y12-1/3/2008-36647

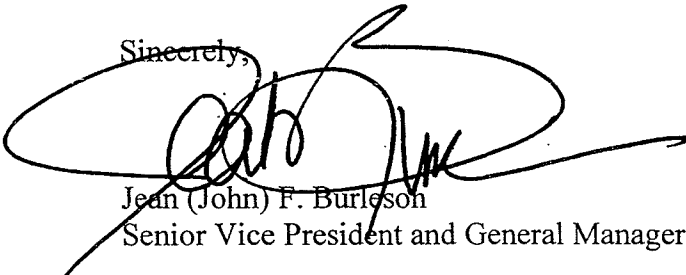
File Code

**CONTRACT NO. DE-AC55-07NA25750 - REPORT TO THE INTELLIGENCE
 OVERSIGHT BOARD (FIRST QUARTER, FISCAL YEAR 2007)**

Dear Donat:

In response to the request from the Office of Inspections and Special Inquires, IG-40, regarding intelligence activities directed at the retention of U.S. persons information, we have reviewed our records at Wackenhut Services Incorporated - Oak Ridge and have found no indication of collection activities that are in violation of Executive Order, Presidential Directive, or Department of Energy guidelines or implementing procedures.

Sincerely,


 Jean (John) F. Burlison
 Senior Vice President and General Manager

JFB/DGF/cdp

cc: M. Anderson, WSI-OR
 G. Brandon, YSO
 L. Brooks, WSI-OR
 S. Daly, YSO
 D. Dearolph, YSO
 S. Gibbs, WSI-OR

D. Hoag, YSO
 B. Hunter, YSO
 B. Moehl, YSO
 T. Olberding, YSO
 File - RC

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► bear creek road ► po box 2009 ► oak ridge, tn 37831-8288
► phone 865.241.2478 ► fax 865.574.1795 ► www.y12.doe.gov

January 3, 2008

CCN200856874
COR-Y12-1/2/2008-53485

Mr. Donat R. St. Pierre, Assistant Manager
Office of Safeguards and Security
National Nuclear Security Administration
Y-12 Site Office
Post Office Box 2050
Oak Ridge, Tennessee 37831-8009

Dear Mr. St. Pierre:

**Contract DE-AC05-00OR22800, Quarterly Intelligence Oversight Report for Period
October 2007 through December 2007**

There have been no reports by B&W Y-12 employees or subcontractors of inappropriate contact by individuals seeking intelligence or counterintelligence information during the reporting period.

Any questions or comments concerning this correspondence should be directed to Betsy Crawford at 576-2842.

Sincerely yours,

A handwritten signature in cursive script that reads 'W L Clements'.

for Willis L. Clements, Vice President
Safeguards and Security

WLC:jac

c: S. Daly, YSO
D. C. Schlegel, YSO

Internal Distribution for January 3, 2008, W. L. Clements letter to D. R. St. Pierre "Contract DE-AC05-00OR22800, Quarterly Intelligence Oversight Report for Period October 2007 through December 2007"

c: B. K. Crawford
YDCC - RC (Closes CCN200756855)



Department of Energy

**National Nuclear Security Administration
P. O. Box 2050
Oak Ridge, Tennessee 37831-8009**



DEC 18 2007

Mr. George E. Dials
General Manager
B&W Technical Services Y-12, L.L.C.
Post Office Box 2009
Oak Ridge, TN 37831-8002

**COR-Y12-12/20/2007-67992
CCN200756855**

Mr. Jean (John) F. Burleson
Senior Vice President and General Manager
Wackenhut Services, Incorporated
161 Mitchell Road
Oak Ridge, TN 37830

Dear Messrs. Dials and Burleson:

REPORT TO THE INTELLIGENCE OVERSIGHT BOARD (FIRST QUARTER, FISCAL YEAR 2008)

The Office of Inspections and Special Inquiries, IG-40, is requesting information concerning any intelligence activities that occurred during the First Quarter, Fiscal Year 2008, October 1, through December 31, 2007, that may be unlawful or contrary to Executive Order, Presidential Directive, or Department of Energy guidelines or implementing procedures such as the retention of U.S. persons information.

The information requested should be based on a thorough review of all activities under your purview. Please consolidate your response and provide it to Sharon Daly for a consolidated Y-12 NSC response to IG-40. Your input should arrive no later than January 4, 2008, to allow for review and clarification if necessary. If there were no occurrences during the First Quarter, please respond in kind.

Direct any questions regarding this request to Sharon Daly, 574-4285. Thank you for your cooperation with this request.

Sincerely,

Donat St. Pierre
Assistant Manager
for Safeguards and Security
Y-12 Site Office

Y12-20:Schlegel