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Mr. James Langdon

INTELLIGENCE OVERSIGHT BOARD MATTER  
[REDACTED] DIVISION  
FEDERAL BUREAU OF INVESTIGATION HEADQUARTERS  
IOB MATTER 2005-160

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(U) ~~(S)~~ As reported by the [REDACTED] Division [REDACTED]  
[REDACTED] in its electronic communication (EC), 278-HQ-C1229736-  
VIO Serial 848, the following events occurred in FBI [REDACTED]  
(S) [REDACTED] investigations [REDACTED]. The  
(S) subjects of these investigations are [REDACTED]  
(S) respectively. Both are non-U.S. Persons and known [REDACTED]

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(S) ~~(S)~~ On [REDACTED] the [REDACTED] issued an order,  
Docket Number [REDACTED] (Renewal Order), [REDACTED]  
(S) [REDACTED]

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(U) ~~(S)~~ Pursuant to the Renewal Order, collection on [REDACTED]  
(S) [REDACTED] began on [REDACTED]. The Language Specialist (LS)  
monitoring [REDACTED] did not recognize the voice as that of  
either subject. Consequently, the LS immediately notified SA  
[REDACTED], and noted that the voices on the line sounded like young  
(S) children. At that time SA [REDACTED] instructed the LS to minimize  
all monitoring of [REDACTED] to the extent that either of the  
targets could be positively identified. SA [REDACTED] also advised  
(S) the LS that the Renewal Order authorized collection on [REDACTED]  
(S) [REDACTED] and that source reporting indicated that the targets may  
have given [REDACTED] to their college-aged  
daughter.

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~~(S)~~ For approximately the following five days the LS

(S) <sup>1</sup> Additional information was obtained from the initial request for [REDACTED]  
(S) coverage of the targets (associated with [REDACTED]  
[REDACTED] Docket Number [REDACTED] (Initial Request) and the renewal request  
(S) (associated with [REDACTED] Docket Number [REDACTED] (Renewal Request), telephone  
conversations with SA [REDACTED].

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about [REDACTED] merged with [REDACTED] on or

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(S) continued to monitor [redacted] During that time period no b1  
conversations were logged, indexed or otherwise memorialized by  
the LS.

(S) ~~(S)~~ On [redacted] the LS informed SA [redacted] and SA  
[redacted] that [redacted] had been monitored but that b1  
none of the voices matched the voices of [redacted] or their b2  
language. Agent [redacted] then directed the LS to immediately b6  
cease monitoring and collecting on [redacted] Then, at 4:16 b7C  
p.m., [redacted] SA [redacted] received written confirmation from b7E  
[redacted] technical agents that collection on [redacted]  
was down, and that all digital collection that occurred was being  
purged from the collection system and placed on an optical  
compact disc for destruction as appropriate.

(U) ~~(S)~~ Immediately thereafter SAs [redacted] and [redacted] b6  
investigated this possible IOB and determined, among other b7C  
things, that:

(S) (1) ~~(S)~~ [redacted] b1  
[redacted] b2  
[redacted] b6  
[redacted] b7C  
[redacted] b7E

(S) (2) ~~(S)~~ On [redacted] in Docket Number [redacted] b1  
the [redacted] authorized [redacted] on [redacted] b2  
telephone numbers [redacted] (Initial b4  
Order).<sup>4</sup> b7D  
b7E

(S) (3) ~~(S)~~ On [redacted] SA [redacted] was notified b1  
by [redacted] technical agents that [redacted] advised b2  
that [redacted] was disconnected by the target on [redacted] b6  
[redacted] Based on this SA [redacted] stated that, "[t]herefore, (S)  
[redacted] never collected or monitored this number [redacted] b7C  
[redacted] in accordance with the initial [redacted] Authorization in b7E

(S) <sup>3</sup> The Renewal Request indicates that [redacted] with number [redacted] (S)  
[redacted] b1  
b2  
b7E

<sup>4</sup> The Initial Application was filed with the [redacted] on [redacted] b2  
and the Initial Order was issued on [redacted] b7E

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docket [ ] [the Initial Order]."

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(4) ~~(S)~~ On [ ], SAs [ ] and [ ] submitted a renewal request for [ ] coverage on the targets.<sup>5</sup> The renewal request submitted to OIPR did not request renewal authority for [ ] because the target disconnected it.

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(S) (S) Particularly, the Renewal Request stated that [ ] informed "on [ ]

[ ] (Emphasis added.) However the Renewal Request, like the Initial Request, both of which were written by [ ] Office of Intelligence Policy and Review of the Department of Justice, asked for authority for surveillance of [ ] Nonetheless, both case agents and the FBI HQ SSA failed to question the Renewal Request's erroneous request for coverage of [ ]

(5) ~~(S)~~ On [ ], as noted *supra*, authority for surveillance of [ ] was granted by the [ ] Docket Number [ ]

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(S) ~~(S)~~ The error as referred to in the EC is [ ] This error was caused by: (1) faulty drafting of the Renewal Application; (2) inadequate review of the Renewal Application by SA's [ ] and [ ]; and (3) inadequate review of the Renewal Application by SSA [ ] The OGC will prepare and deliver the necessary correspondence to the IOB.

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<sup>5</sup> This was 42 days before coverage under the [ ] order was scheduled to expire.

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