



U.S. Department of Justice

Office of Intelligence Policy and Review

Classified by: *JAN*

USIO/NSD

Date: *18 March 2014*

Washington, D.C. 20530

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM:

*James A. Baker 4/29/02*  
James A. Baker  
Counsel for Intelligence Policy

(b) (6), (b) (7)(C)

SUBJECT: Attorney General's Reports to Congress on FISA  
(U)

Attached for your approval are **four semi-annual reports** that the Attorney General is required to submit to Congress relating to the Foreign Intelligence Surveillance Act (FISA), as amended, and the **annual public report** that the Attorney General is required to submit to the Administrative Office of the United States Courts and Congress on the operation of the FISA. (U)

Out of scope/  
non-  
responsive

~~TOP SECRET//COMINT//NOFORN//X1 AND SECRET MATERIALS ATTACHED  
UNCLASSIFIED WHEN ATTACHMENTS ARE REMOVED~~

~~Classified by: James A. Baker, Counsel for Intelligence  
Policy, Office of Intelligence Policy and  
Review, United States Department of Justice  
Reason: 1.5(c)  
Declassify on: X1~~



Office of the Attorney General  
Washington, D.C. 20530

APR 29 2002

~~The Honorable Patrick J. Leahy~~  
~~Chairman, Committee on the Judiciary~~  
~~United States Senate~~  
~~Washington, DC 20510~~

Dear Mr. Chairman:

In accordance with Sections 1826, 1846, and 1863 of the Foreign Intelligence Surveillance Act of 1978, as amended, I am submitting herewith the semi-annual reports of the Attorney General concerning physical searches conducted under the Act, all requests for pen register and trap and trace surveillance, and all requests for access to certain business records under the Act. These reports cover the period July 1, 2001 through December 31, 2001.

Sincerely,

A handwritten signature in black ink, appearing to read "L. D. Thompson", is written over a horizontal line.

Larry D. Thompson  
Acting Attorney General

SECRET MATERIALS ATTACHED  
~~UNCLASSIFIED WHEN ATTACHMENTS ARE REMOVED~~



Office of the Attorney General  
Washington, D.C. 20530

APR 29 2002

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The Honorable F. James Sensenbrenner, Jr.  
Chairman, Committee on the Judiciary  
U.S. House of Representatives  
Washington, DC 20515

Dear Mr. Chairman:

In accordance with Sections 1826, 1846, and 1863 of the Foreign Intelligence Surveillance Act of 1978, as amended, I am submitting herewith the semi-annual reports of the Attorney General concerning physical searches conducted under the Act, all requests for pen register and trap and trace surveillance, and all requests for access to certain business records under the Act. These reports cover the period July 1, 2001 through December 31, 2001.

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Sincerely,

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Larry D. Thompson  
Acting Attorney General

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Office of the Attorney General

Washington, D.C. 20530

APR 29 2002

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The Honorable Bob Graham  
Chairman, Senate Select Committee on Intelligence  
United States Senate  
Washington, DC 20510

Dear Mr. Chairman:

In accordance with Sections 1808(a), 1826, 1846, and 1863 of the Foreign Intelligence Surveillance Act of 1978, as amended, I am submitting herewith the semi-annual reports of the Attorney General concerning electronic surveillances and physical searches conducted under the Act, all requests for pen register and trap and trace surveillance, and all requests for access to certain business records under the Act. These reports cover the period July 1, 2001 through December 31, 2001.

Sincerely,

A handwritten signature in black ink, appearing to read "L. Thompson", written over a horizontal line.

Larry D. Thompson  
Acting Attorney General

~~TOP SECRET//COMINT//NOFORN//X1 AND SECRET MATERIALS ATTACHED~~  
~~UNCLASSIFIED WHEN ATTACHMENTS ARE REMOVED~~





Office of the Attorney General

Washington, D.C. 20530

APR 29 2002

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The Honorable Porter Goss  
Chairman, Permanent Select Committee on Intelligence  
U.S. House of Representatives  
Washington, DC 20515

Dear Mr. Chairman:

In accordance with Sections 1808(a), 1826, 1846, and 1863 of the Foreign Intelligence Surveillance Act of 1978, as amended, I am submitting herewith the semi-annual reports of the Attorney General concerning electronic surveillances and physical searches conducted under the Act, all requests for pen registers and trap and trace surveillance, and all requests for access to certain business records under the Act. These reports cover the period July 1, 2001 through December 31, 2001.

Sincerely,

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Larry D. Thompson  
Acting Attorney General

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Section 1: Introduction (U)

This report is submitted pursuant to Sections 108(a) and 306 of the Foreign Intelligence Surveillance Act of 1978 (FISA or the Act), as amended, 50 U.S.C. §§ 1801-1811, 1821-1829, 1841-1846. It covers all electronic surveillances, physical searches and pen register/trap and trace surveillances conducted under the Act by the Federal Bureau of Investigation (FBI), as well as electronic surveillances conducted by the National Security Agency (NSA), during the period July 1, 2001 through December 31, 2001. (U)

(b) (1), (b) (7) —  
(E)

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<sup>1</sup>As discussed during the briefings provided by the Counsel for Intelligence Policy to Committee staff members in March 2002, the Department strives for this report to be a fully informative and substantively useful oversight tool. To that end, the Department will be presenting Committee staff members with a proposal to streamline this report, in the near future. (S)

Out of scope/non-responsive

Also, at the request of the staff of the Senate Select Committee on Intelligence, we are providing a statistical analysis and ~~thumbnail sketches of U.S. person surveillances conducted pursuant to the pen register/trap and trace amendments to the Act.~~ An original copy is being provided to each committee. (U)

Out of scope/non-responsive

The third semi-annual report (Tab C), covering applications for the use of pen registers and trap and trace devices, encompasses the period from July 1, 2001 through December 31, 2001, and is being provided to the House and Senate Intelligence Committees, as well as the House and Senate Judiciary Committees, as required by 50 U.S.C. § 1846. (U)

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H. Pen Register/Trap and Trace Surveillance (U)

From July 1, 2001 through December 31, 2001, the FBI filed 12 applications with the FISC to conduct pen register/trap and trace surveillance, pursuant to 50 U.S.C. §§ 1841-1846. Seven



of the 12 applications were filed pursuant to 50 U.S.C. §§ 1841-1846 as amended by the by the "Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act of 2001" (USA PATRIOT Act), Public Law 107-56. The FISC approved all 12 applications. ~~(S)~~

1. Applications Filed from July 1, 2001 through December 31, 2001..(U)

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The FBI filed one application with the FISC seeking authorization to conduct pen register/trap and trace surveillance concerning (b) (1), (b) (7)(E)

The FBI filed one application with the FISC seeking authorization to conduct pen register/trap and trace surveillance concerning (b) (1), (b) (7)(E)

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~~The FBI filed one application with the FISC seeking authorization to conduct pen register/trap and trace surveillance concerning (b) (1), (b) (7)(E)~~

The FBI filed two applications with the FISC seeking authorization to conduct pen register/trap and trace surveillance concerning (b) (1), (b) (7)(E)

(b) (1),  
(b) (7)(E)

The FBI filed seven applications with the FISC seeking authority to conduct pen register/trap and trace surveillance  
(b) (1), (b) (7)(E)

2. Descriptions of the United States Person Subjects of Foreign Counterintelligence Investigations Related to the Pen Register/Trap and Trace Surveillances ~~(e)~~

(b) (1), (b) (7)(E)

(b) (1), (b) (7)(E)

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Out of scope/non-responsive

Incident 00-1-9: (U)  
(b) (1), (b) (7)(E)

Out of scope/non-responsive

Incident 00-2-3: (U)  
(b) (1), (b) (7)(E)



5. Incidents Not Previously Reported (C)

Incident 01-2-1 (U)

(b) (1), (b) (7)  
(C), (b) (7)(E)