

Classified by:



USDOJ/NSD

Date: 18 March 2014

Semi Annual Report
to the Congress on Electronic Surveillance and Physical Search
-- Under the Foreign Intelligence Surveillance Act

December 2003

Tab 1 Semi Annual Report
Out of scope/non-responsive

Tab 4 Semi Annual Report on Pen Registers/Trap and Trace
Out of scope/non-responsive

Tab 6 Transmittal Letters to the Senate and House Select Intelligence and
Judiciary Committees



Office of the Attorney General

Washington, D.C. 20530

December 31, 2003

The Honorable Orrin G. Hatch

Chairman

Committee on the Judiciary

United States Senate

Washington, DC 20510

Dear Mr. Chairman:

In accordance with Sections 1826, 1846, and 1862 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 (including the production of tangible things) under the Act. These reports cover the period January 1, 2003, through June 30, 2003.

Sincerely,

A handwritten signature in cursive script, reading "John Ashcroft", written over a horizontal line.

John Ashcroft
Attorney General

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



Office of the Attorney General

Washington, D.C. 20530

December 31, 2003

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 1862 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 (including the production of tangible things) under the Act. These reports cover the period January 1, 2003, through June 30, 2003.

Sincerely,

A handwritten signature in cursive script, reading "John Ashcroft".

John Ashcroft
Attorney General

~~SECRET MATERIALS ATTACHED~~
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Office of the Attorney General

Washington, D.C. 20530

December 31, 2003

The Honorable Pat Roberts
Chairman
Select Committee on Intelligence
United States Senate
Washington, DC 20510

Dear Mr. Chairman:

In accordance with Sections 1808(a), 1826, 1846, and 1862 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 (including the production of tangible things) under the Act. These reports cover the period January 1, 2003, through June 30, 2003.

Sincerely,

A handwritten signature in black ink, which appears to read "John Ashcroft", is positioned above the typed name.

John Ashcroft
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

December 31, 2003

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 1862 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 (including the production of tangible things) under the Act. These reports cover the period January 1, 2003, through June 30, 2003.

Sincerely,

A handwritten signature in cursive script, reading "John Ashcroft".

John Ashcroft
Attorney General

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

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 surveillance, physical searches, and pen register/trap and trace surveillance conducted under the Act by the Federal Bureau of Investigation (FBI), as well as electronic surveillance conducted by the National Security Agency (NSA), during the period January 1 through June 30, 2003. (U)

Out of scope/non-responsive

The FISC subsequently granted pen register and trap and trace authority for that target. (b)(1), (b)

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Section 2: Federal Bureau of Investigation (U)

I. Collection Authorized by the FISC (U)

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Out of scope/
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G. Pen Register/Trap and Trace Surveillance (U)

The United States filed 80 applications with the FISC seeking authorization for the FBI to conduct pen register/trap and trace surveillance, pursuant to 50 U.S.C. §§ 1841-1846, as amended. ~~The FISC approved all 80 applications. There were 54~~ United States persons who were the targets of pen register/trap and trace surveillance.¹⁶ (S)

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^{16/} As in the previous report, this report does not include thumbnail descriptions of U.S. person targets of pen register/trap and trace surveillance. The Department notes, however, that all applications for pen register/trap and trace surveillance concerning U.S. persons contain a statement describing the factual circumstances demonstrating to the FISC why the related foreign counterintelligence investigation is not based solely on activities protected by the First Amendment to the Constitution, in accordance with FISA. (S)

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~~2. Update to Incidents Reported in 00-2 (c)~~

Incident 00-2-3 (U)
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