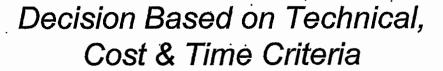
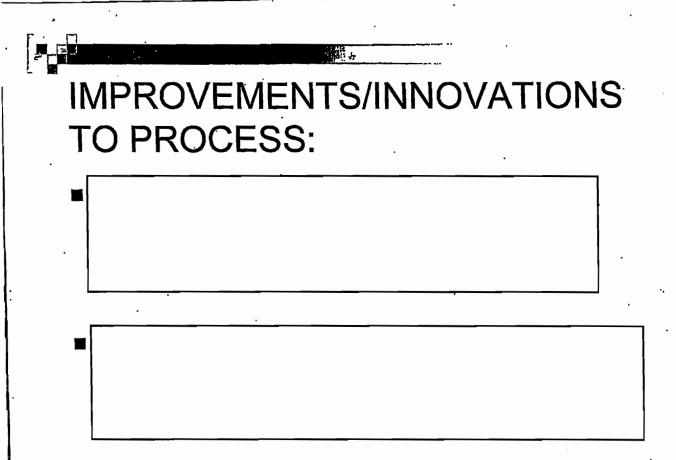
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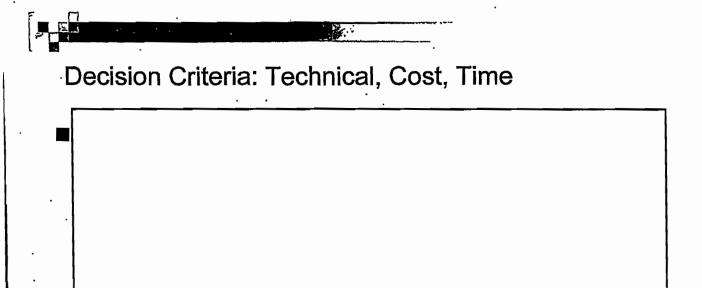
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DATE 09-19-2012 BY 65179 DMM/stp 16 August 2010 Federal Bureau of Investigations 935 Pennsylvania Ave. N.W. Room 6869 JEH FBI Building Washington DC 20535 Attention: Contracting Officer b7C Subject: Proposal Dated 16 August 2010 b7E Reference: Request for Proposal (RFP) dated 25 January 2010 1) Proposal (Volume 1- Technical and Volume 2 - Cost) Enclosure: Dear H/C is happy to provide its response to the Sponsors referenced (a) RFP for effort to be added under the referenced ontract. Our specific assumptions used in preparing this proposal are included in both the Technical and Cost volumes. The Consolidated Materials List (CML) for this effort currently is not finalized (non-auditable). Our staff is working to generate an fully auditable CML which we will provide during negotiations. As requested this proposal shall remain valid for a period of sixty (60) days. Harris reserves the right to revise, update, or extend the validity of this proposal should the proposed rates change prior to negotiations. Should you require further information please do not hesitate to contact the undersigned at b3 b5 b7C Very truly yours, b7E Manager, Contracts

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- 1. is generated by the network for network purposes regardless of a LE order.
- 2. is necessary to Provision of Service & a call cannot be processed without it.
- 3. exists in the network as a <u>RECORD or Other</u> <u>Information</u> prior to its being obtained by LE.
- 4. NON-Content data; not substance of a communication.
- 5. is delivered only at the beginning and end of calls per CALEA J-Std



Qualified Government Privilege in Non-disclosure based on <u>Roviaro v. United</u> <u>States</u>, 353 U.S. 53 (1957): disclosure of identity (and testimony) of informant.

- Generally technique, type of device, location of install, etc. is protected
 - unless Defense can establish disclosure is necessary to defense, l.e., no other/adequate means to cross-examine/test evidence; if so:

 then Balancing of intere 	sts

see also Jayme S. Walker "The qualified privilege to protect sensitive investigative techniques from disclosure," LEB Vol 69 NO.5 at 26 (May 2000).

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<u>Compare, United States v. Van Horn</u>, 789 F.2d 1492 (19th Gir.); <u>cert.</u>
<u>denied</u>, 479 U.S. 854 (1986) (concealed microphone in office, defendant sought information about location of device claiming necessary to demonstrate that voices on tape could have been distorted by way mic was hidden and the distortion led to misidentification of the voice), recognized a qualified government privilege not to disclose sensitive investigative techniques.

With United States v. Foster, 986 F. 2d 541, 543 (D.C. Cir. 1993)

With United States v. Foster, 986 F.2d 541, 543 (D.C. Cir. 1993) (defendant sought location of observation post: officer's observation of drug transaction was key evidence implicating defendant; surveillance not taped or photographed, so no alternative evidence for jury to examine to determine whether surveillance post provided clear view from which officer could make accurate identification of defendant).



- Defendant sought nature & details of pen register used to determine the geographical location of a cellular phone
- Court found the information protected by qualified investigative techniques privilege & national security privilege
- Balanced government's interest in maintaining privilege with Defendant's need for the information
- Defendant had the <u>Product of the Surveillance</u>: the cellphone used in making threatening calls was found in defendant's house during search of residence;
 - Defendant did not need to know how the technology traced the geographic location of the phone.
 - locating the phone in the residence confirmed the accuracy of the geographic surveillance;
 - Moreover, Defendant could challenge the technology used to establish that phone found in residence was the one that actually made the criminal calls.



Contact Info:

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Assistant General Counsel,
Science & Technology Law Unit,
Office of the General Counsel
•DOJ (CCIPS): www.cybercrime.gov

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FBI

Portable Electronic Device Security Management Plan

(SMP) for Legacy

From

Investigative Technology Division

Wireless Intercept and Tracking Team (WITT)

09/7/2004

Federal Bureau of Investigation 935 Pennsylvania Avenue, NW Room 9364 Washington, DC 20530

Prepared By:
WITT Program Manager
WITT Chief Technician

Engineering Research Facility, Building
Ouantico, Virginia 22

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1 INTRODUCTION

This document serves as the instrument for the Mobile Computing Security Program to identify requirements and assess risk, with the objective of providing an approval-to-operate. The information required for this assessment includes, but is not limited to, a complete scope of need, justification, concept of operations, technical specifications, configuration management and residual risk relative to the device being placed into service. Once completed, and if residual risk is deemed acceptable, an official EC will be generated granting a Security Management Plan (SMP) for those device(s) described within, in the manner set forth in the concept of operations. Attachments 1 and 2 are "living" documents. That is they are updated each time there is a change in the configuration, or when new devices are fielded under this SMP. Attachment 1 is the Configuration Management control document that lists the specific applications in use under this SMP. Attachment 2 is a complete listing of all devices fielded under this SMP.

2 MISSION BACKGROUND

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3 JUSTIFICATION FOR REQUEST	
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4 CONCEPT OF OPERATIONS	
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5	TECHNICAL DATA	
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5.2	Field Control/Storage	1.2
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5.4 <u>Technical Specifications</u>

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8 POINTS OF CONTACT	
The ISSM has approval authority for the and is responsible for the life cycle system security. Significant changes in configuration or usage will be submitted to the ISSM by the ISSO for approval.	ъ6 ъ7с
Information Systems Security Manager	Ъ7E
The ISSO is responsible for day-to-day oversight of the engineering, development, configuration management and ensuring that the program security requirements are met. The ISSO also maintains an up-to-date inventory of all contained within this OP plan and to report any: o Loss o Changes in configuration or usage o Incremental/decremental changes to the baseline to the PSO and ISSM.	
WITT Information Systems Security Officer(s):	ъ6 ъ70
Note: In the event that an ISSM is not assigned, ISSM duties are the responsibility of the assigned security officer.	ь7 <u>г</u>
9 CONFIGURATION MANAGEMENT	
Configuration management is a process that controls and manages changes (i.e., new applications, peripherals, changes in configuration, etc.) to a device or system. By controlling changes made to a system's hardware, software, firmware, and/or documentation, throughout the system/device life cycle, configuration management is a mandatory, integral part of this overall risk management solution. The ISSM and ISSO are responsible for managing this process.	
9.1 <u>Incremental Changes</u>	
Incremental changes to the baseline may be vetted and approved by the ISSM. Minor changes such as the revision number of an application do not require ISSM approval but are to be tracked by the ISSO in the configuration information periodically provided to the ISSM in the configuration management document illustrated in Attachment 1.	
9.2 Security Architecture and Usage Changes	Ì
Any changes affecting the security architecture including the manner in which the are used or the type of data stored on them may require a renegotiated Security Management Plan (SMP).	р 1971
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10 RULES OF BEHAVIOR

The PEDs known as covered under this SMP are granted deviations from the standard security settings based on operational need. These deviations have corresponding expected rules of behavior with respect to how they are used, stored, and maintained. These include:	b3 b71
10.1 Protection	
10.2 <u>Data Protection</u>	
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10.4	
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	best. Let us know if you want a h	otel room on the beach, we may be able to hook you u	р.
Thanks			ь6 ь7 ь7
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Advise us on the av	ailable date for Sept.		
Sent: Tuesday To: Subject: RE: WITT			
NON-RECORD Put us on the lis	t requestin Hopefully	will be prioritized for funding. will do an	b3 b6 b7C b7E
Again much better.	and I would like to be p	Present for August is bad until 27th. Early S	
Thanks.			
	1/255200	•	

We would like to see if you could work with your field office	
	ь3 ь6 ь7с ь7в
Original Message	
From: Sent: Tuesday July 24 2007 7:04 AM To: Subject: RE: WITT	
SENSITIVE BUT UNCLASSIFIED NON-RECORD	
has a VERY limited tech budget. Do I need to try to fight my office for extra mone is there a possibility of WITT covering the purchase sometime in the future?	ey next year, or
From: Sent: Monday Luly 23, 2007 4:50 PM To: Subject: FW: WITT	b6 b7С b7 E
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Original Message	
From: Sent: Monday, July 23, 2007 4:41 PM To: Subject: WITT	
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Hello all,			good point which I thou		
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delivered in an electronic	format. —————————				b6 b7
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	SECRET		
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To:	chnical Bulletin		
How did you get on the WITT update emails FYI & I are always enjoying the All the best,		turn the knobs by yourself? nat I miss a bit of snow now and aga	in.
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From: Sent: Thursday, November 06, 2008 1 To: Cc: Subject: WITT Technical Bulletin SENSITIVE BUT UNCLASSIFIED NON-RECORD	0:58 AM		
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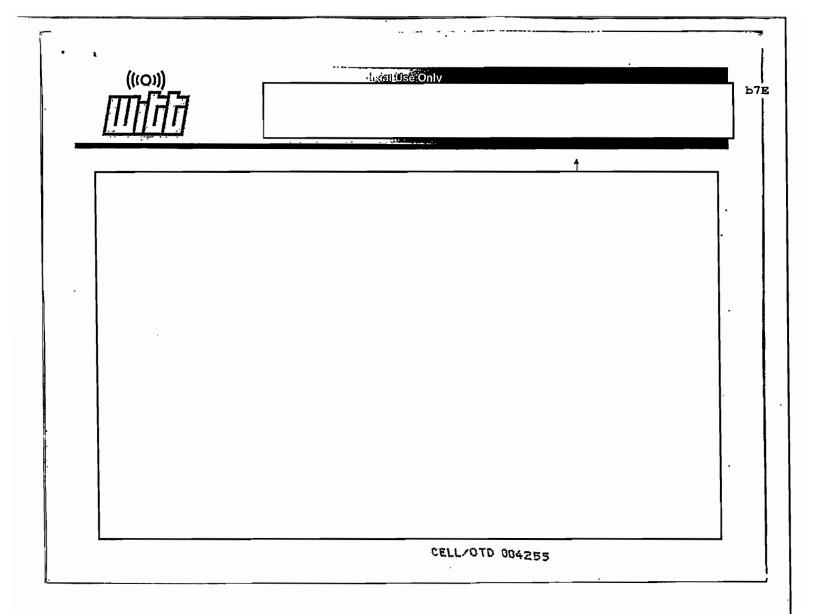


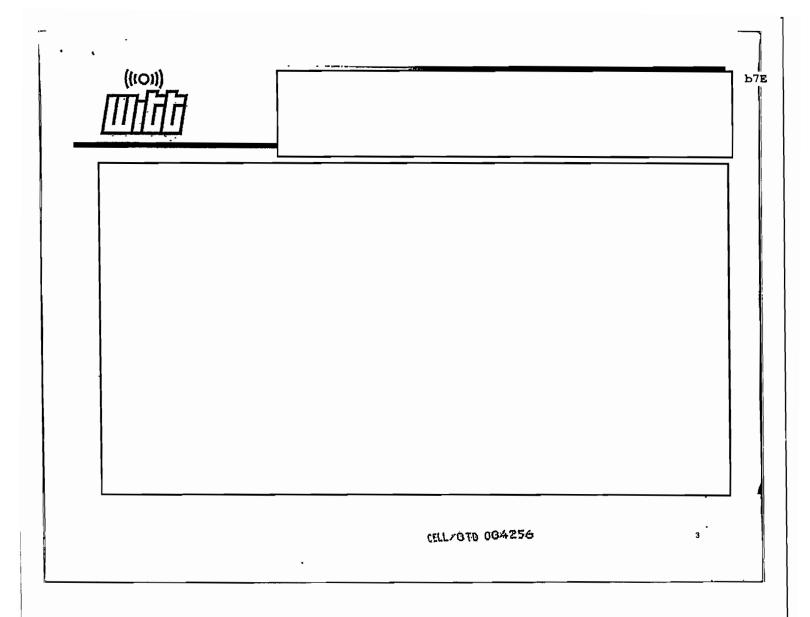
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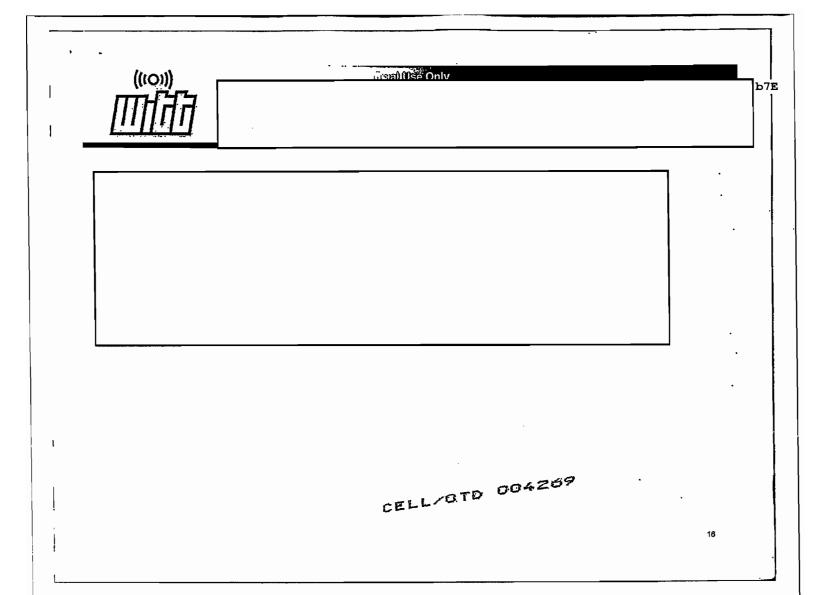
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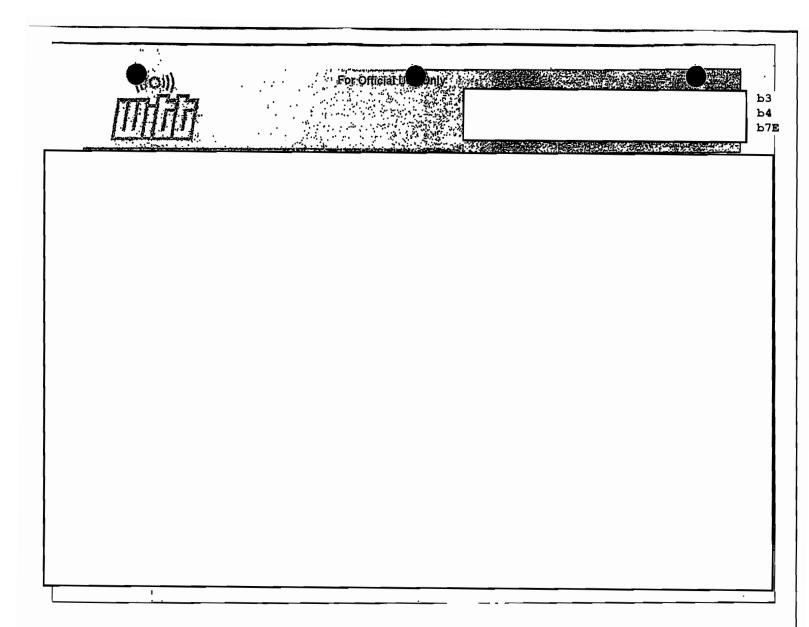


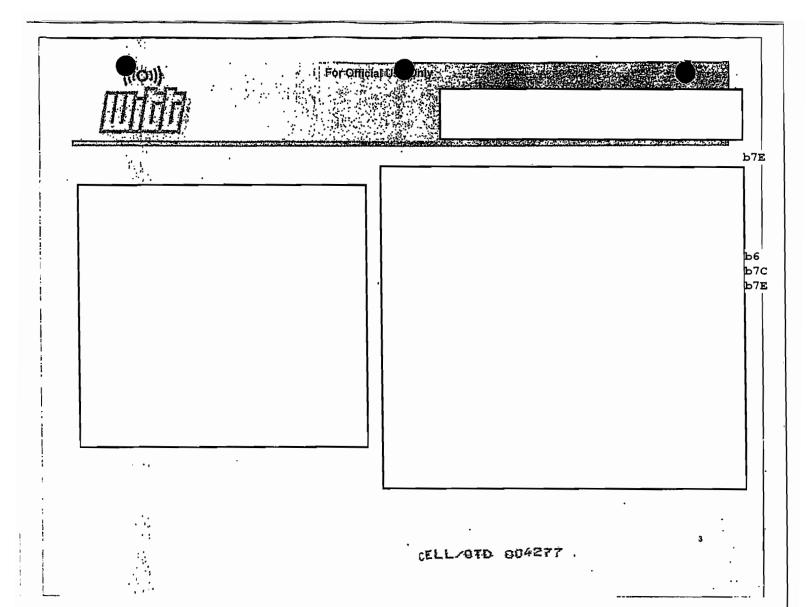
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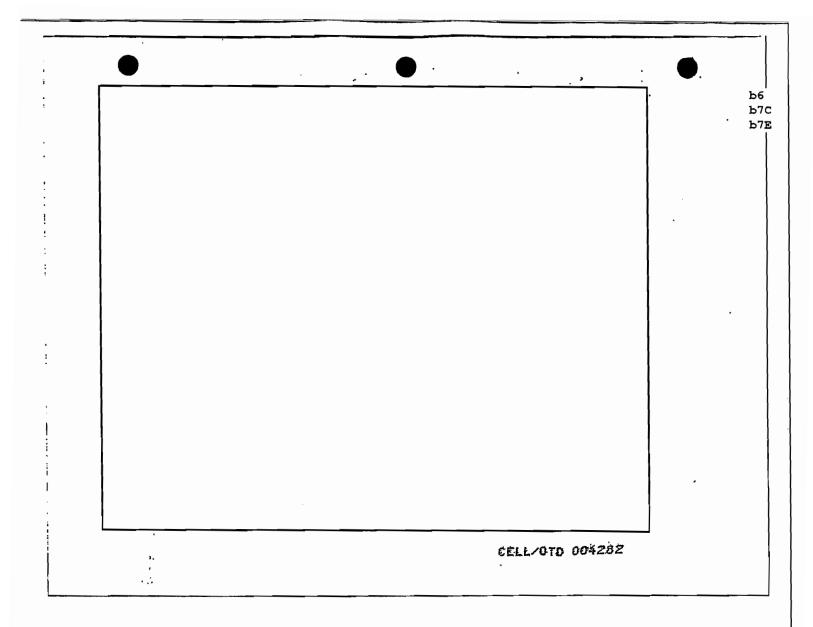
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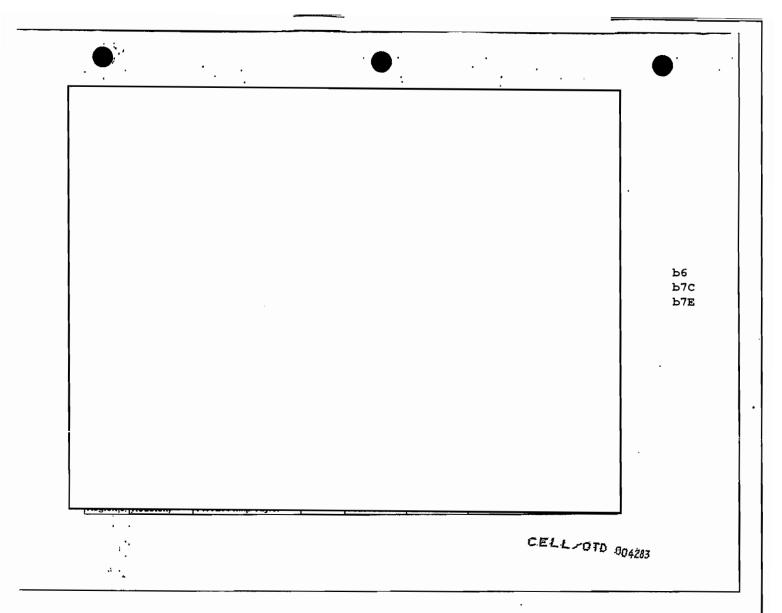
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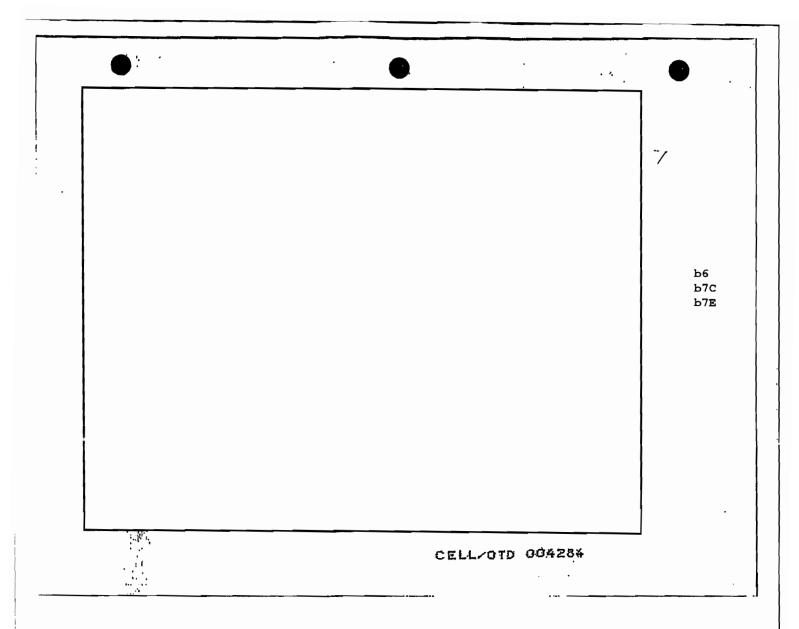
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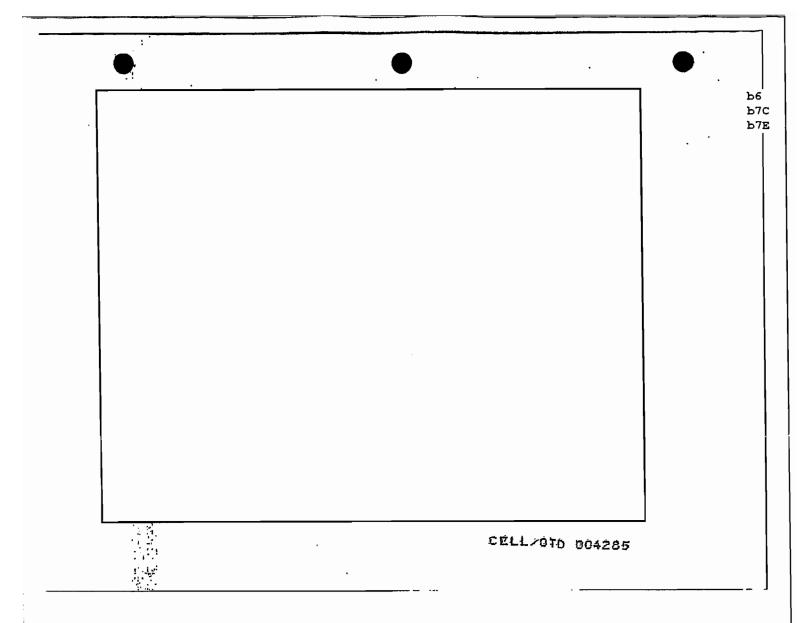


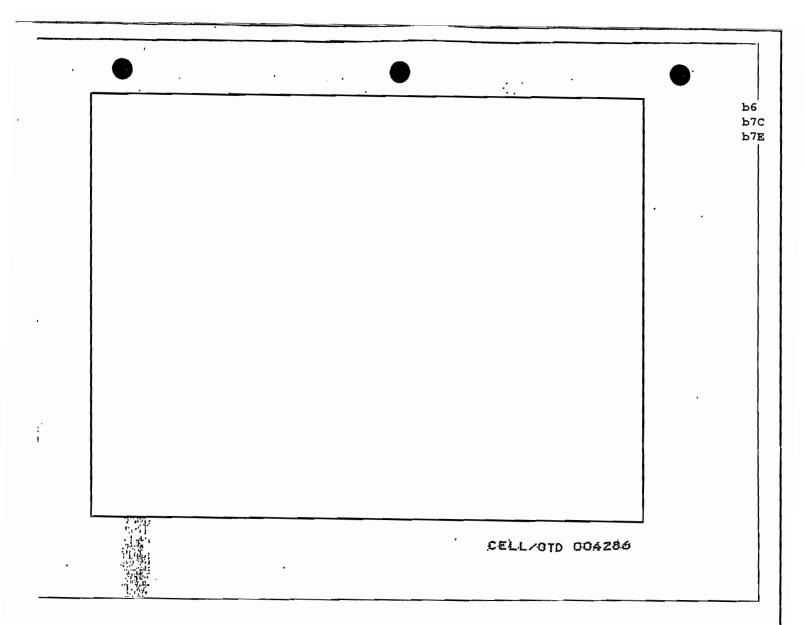


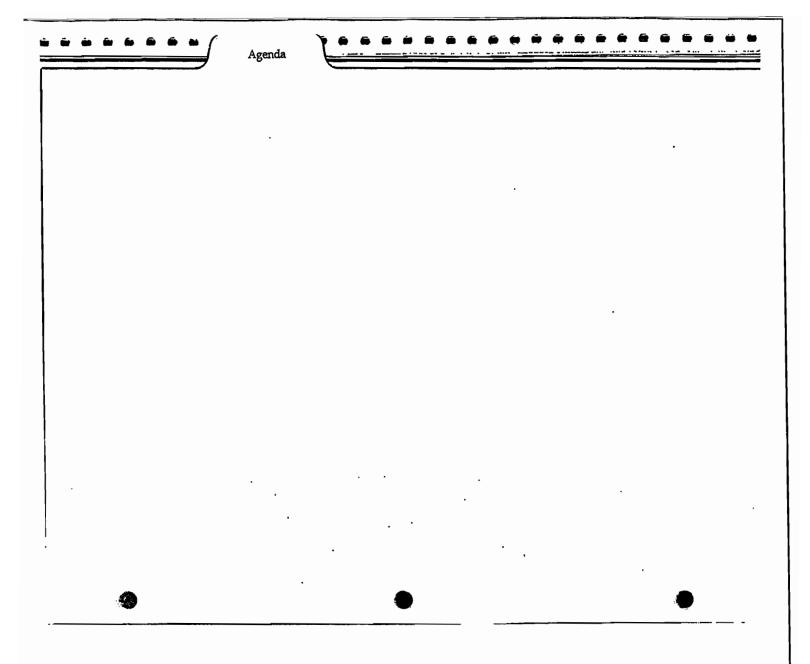














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Welcoming Remarks

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Agenda – Day 1

Activity	Time	Activity Length	Presenter(s)
elcoming Remarks	8:30 - 8:45 am	15 min	
roduction to WITT	8:45 – 9:00 am	15 min	
roduction to	9:00 – 9:10 am	10 min	
roduction to	9:10 - 9:20 am	10 min	
ebsite Demo	9:20 – 9:35 am	15 min	
roduction to CONOPS and Surveillance chniques	9:35 10:00 am	25 min	
eak.	10:00 - 10:15 am	15 min	
roduction to Legal Issues	10:15 – 10:25 am	10 min	
roduction to Wireless Industry	10:25 – 10:45 am	20 min	
troduction to Mobile Phone System	10:45 – 11:20 am	35 min	
ınch,	11:20 – 12:50 pm	1 hr 30 min	
ggerHead Triggerfish Overview	12:50 – 1:15 pm	25 min	
oggerHead	1:15 – 2:45 pm	1 hr 30 min	
reak	· 2:45 – 3:00 pm ·	15 min	·
Lab Exercises	3:00 - 5:00 pm	2 hrs	
rap-up and Feedback Forms	5:00 – 5:15 pm	15 min	

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- Agenda – Day 2

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A	ctivity	Time	Activity Length.	Presenter(s)
Day 1 Review (Question		8:30 8:40 am	10 min	
		8:40 – 9:00 am	20 min	
		9:00 – 9:30 am	30 min	
		9:30 – 12:00 pm	2 hrs 30 min	WITT
Lunch		12:00 – 1:30 pm	1 hr 30 min	·
		1:30 – 6:00 pm	4 hrs 30 min	WITT
Wrap-up and Feedback	Forms .	6:00 – 6:15 pm	15 min	

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Agenda =Day 8

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Adirvity	Time	Activity Length.	Presenter(s)
Day 2 Review (Questions and comments)	8:30 – 8:35 am	5 min	
Introduction to	· 8:35 – 9:10·am ·	35 min	
StingRay Overview	9:10 10:10 am	1 hr	
StingRa	10:10 - 12:00 pm	1 hr 50 min	
Lunch	12:00 - 1:30 pm	1 hr 30 min	
StingRa	1:30 – 4:45 pm	3 hrs 15 min	WITT
Wrap-up and Feedback Forms	4:45 – 5:00 pm	15 min	

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4. Act	ivity	Time	Activity Length	Prese	nter(s)	
Day 3 Review (Questions	and comments)	8:30 - 8:40 am	10 min			
StingRa		8:40 – 11:30 am	2 hrs 50 min			
Lunch		11:30 1:00 pm	1 hr 30 min			}
StingRay		1:00 – 4:45 pm	3 hrs 45 min	WITT		b71
Wrap-up and Feedback Fo	oms	4:45 – 5:00 pm	15 min	_]

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Agenda Day 5

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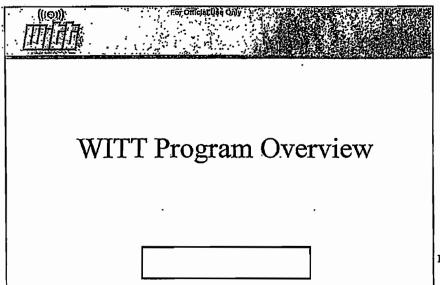
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Activity			Activity Length	Présen	fer(s)
Day 4 Review (Questions and con	iments)	8:00 - 8:10 am	10 min		
StingRa		8:10 – 10:15 am	2 hrs 5 min		
Feedback Forms		10:15 – 10:30 am	15 min		
Lunch		10:30 - 1:00 pm	2 hrs 30 min		·
Wrap;up, Closing Remarks, and I (Collect Badges, Ship Equipment)		1:00 – 4:00 pm	3 hrs		

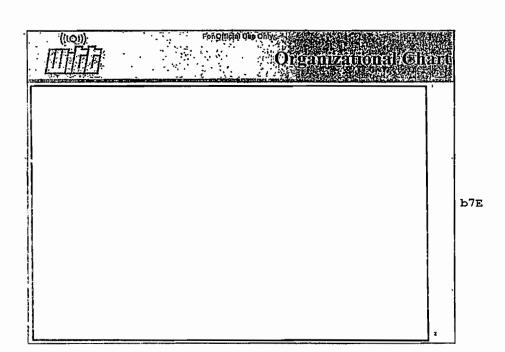
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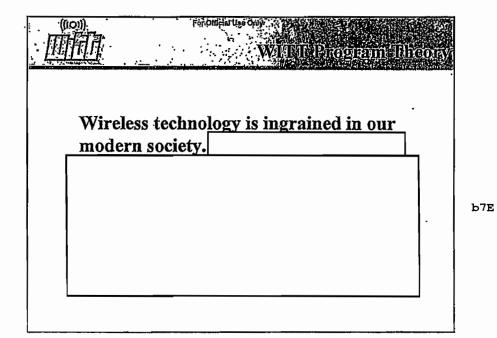
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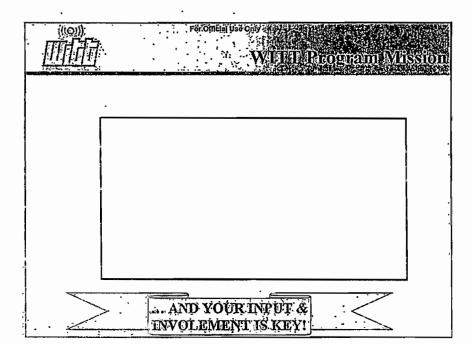
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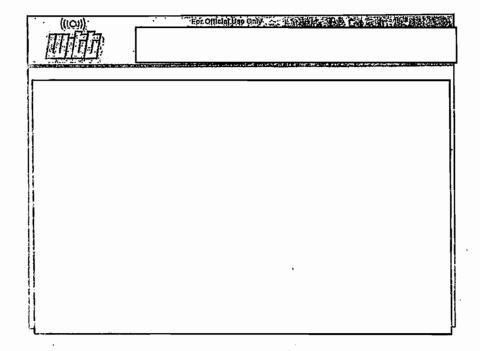




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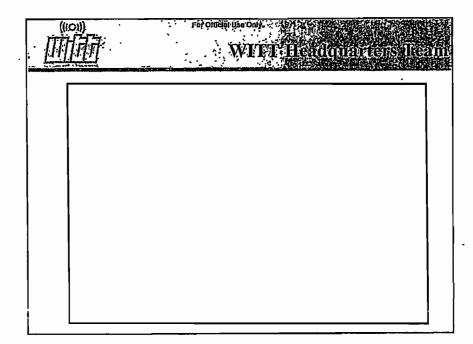


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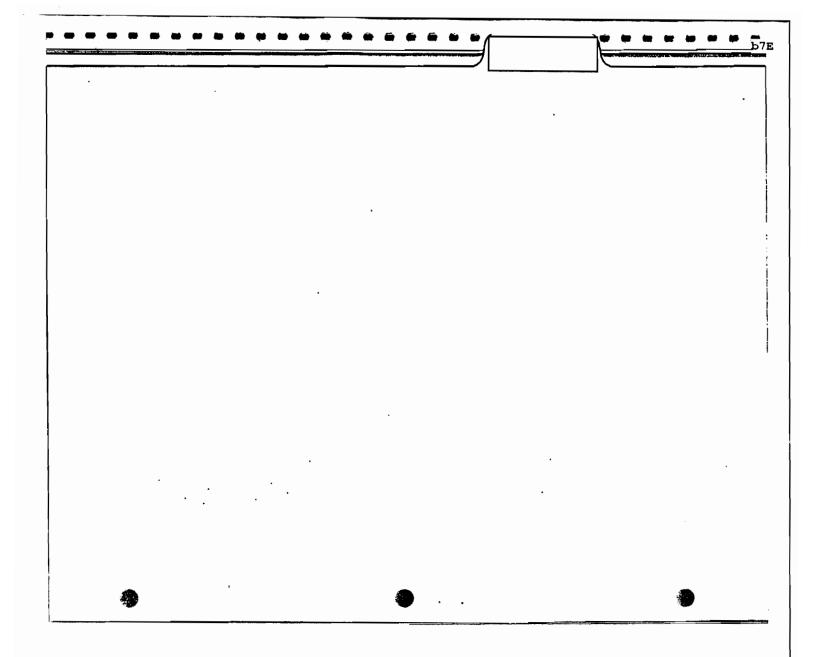
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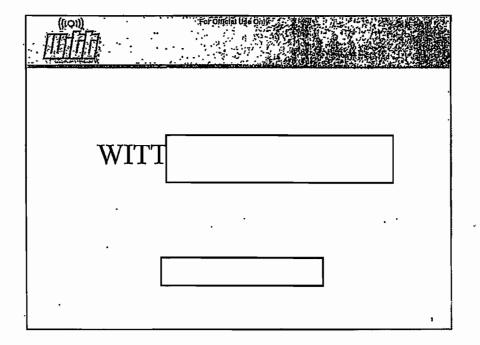


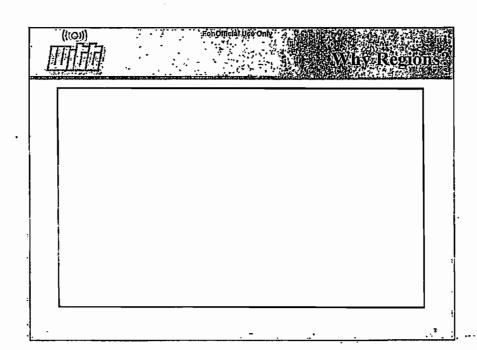
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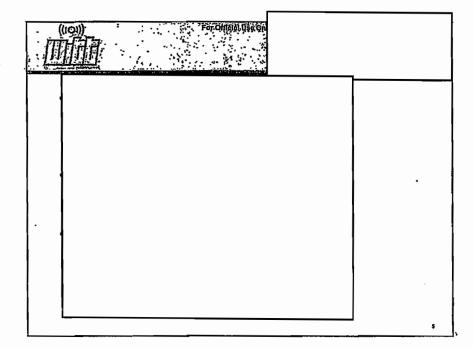


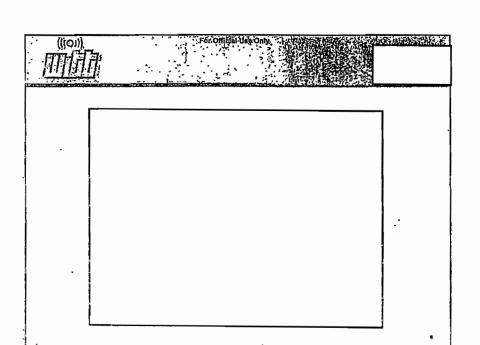
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