See attached EC referred to at the Conference. The EC clearly states that have primary responsibility for should remain in the custody of the (inventory accountability). As you see, the EC went to CDCs. It was not addressed to the SACs, ASACs or even the Criminal SSAs. Questions/concerns should be directed to UC TTU.

Thanks for the info re the EC had requested a copy when it was approved and when we did not receive a copy I erroneously assumed that it had not gone out.
Thanks again for the assistance and guidance.

See answers embedded below.

As evident from the below questions, there is still a need to get policy guidance out to the field on requesting disclosure of information from providers in exigent circumstances under 18 USC 2702. That was the objective of the draft EC on voluntary disclosure under exigent circumstances. What is the status of that EC—attached below.

Office of Integrity and Compliance
JEH 7646
Tel: 
Fax: 
Mobile: 

CELL/OTD 000533
Thanks for all the help and guidance,
Hello

If you have a moment would you please review the attached one page document? Our office and always seem to have trouble in dealing with Exigent Circumstance matters. Any suggestions or clarifications would be appreciated.

Thanks,

<< File: September 2007 (Exigent Circumstances).wpd >>

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED
To: 

Cc:

Subject: FW: Yet Another Technical Operations Alert

All,
Please see important email below from OTD (FBI)

-----Original Message-----
From: OTD (FBI)
Sent: Monday, November 05, 2007 3:22 PM
To: 
Cc: 
Subject: Yet Another Technical Operations Alert

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Alert:

-----Original Message-----
From: OTD (CON)
Sent: Thursday, October 25, 2007 2:21 PM
To: 
Cc: 
Subject: Yet Another Technical Operations Alert

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Hi,

Would you please pass the following information on to each field office (is that is all we can do):

Alerts:

Remember to check the website often for product and troubleshooting information. Click here:

Thanks

Consultant
Retired FBI SSA, 1984-2006
Tracking Technology Unit
Federal Bureau of Investigation
Office
Cell

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED
(OTD) (FBI)

From: [Blank]
Sent: Tuesday, November 06, 2007 11:09 AM
To: [Blank]
Subject: FW: Yet Another Technical Operations Alert

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

All,

Please see important email below from:

-----Original Message-----
From: [Blank]
Sent: Monday, November 05, 2007 3:22 PM
To: [Blank]
Cc: [Blank]
Subject: Yet Another Technical Operations Alert

-----Original Message-----
From: (OTD) (CON)
Sent: Thursday, October 25, 2007 2:21 PM
To: [Blank]
Cc: [Blank]
Subject: FW: Technical Operations Alert

-----Original Message-----
From: (OTD) (CON)
Sent: Tuesday, November 06, 2007 7:22 AM
To: [Blank]
Cc: [Blank]
Subject: FW: Yet Another Technical Operations Alert

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Alert:
Hi

Would you please pass the following information on to each

Alerts:

Remember to check the website often for product and troubleshooting information. Click here:

Thanks

Consultant
Retired FBI SSA, 1984-2006
Tracking Technology Unit
Federal Bureau of Investigation

Office
Cell

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED
From: OTD (FBI)
Sent: Tuesday, November 06, 2007 11:38 AM
To: [Redacted]
Greetings,

In addition to the EC I forwarded to you yesterday, attached is an EC (with guidelines) delegating authority for use of equipment to UC level.

CELL/OTD 000545
Previously a SC had to approve.

The guidelines establish the authority levels for various scenarios. This is as important if not more so that the delegation to the UC level instead of SC level.

Please forward to users and management as you deem appropriate.

SENSITIVE BUT UNCLASSIFIED
Precedence: ROUTINE

To: Operational Technology
Attn: SC Anthony P. DiClemente

From: Operational Technology Division,
tracking Technology Unit (TTU)

Approved By: AD Thomas Marcus C
SC DiClemente Anthony P
UC

Case ID #: 268-HQ-1068430 (Pending)

Title: DELEGATION OF AUTHORITY

Synopsis: To document the delegation of authority to approve the
request from the Operational Technology Division (OTD),
Section Chief (SC) to the Unit Chief (UC), Tracking Technology Unit (TTU),

Details:

In an effort to streamline both routine and after hours
approval of exigent operations, lend further clarity to
authority levels, and enhance documentation for endeavors in
the required FBIHQ approval has been delegated
from SC, to the UC, with responsibility for the
The UC for will insure that

status prior to approval. The requesting division will be responsible for

CELL/OTD 000547
To: Operational Technology  From: Operational Technology
Re: 268-HQ-1068430, 06/18/2007

documenting the request to OTD in an EC. The OTD will document its decision as well as any resulting action in an EC. In accordance with the above, the TTU Chief will be responsible for adhering to and applying the below MIOG provisions as well as the legal authorities as identified below in reviewing and approving requests for. Any request which requires a deviation from the MIOG provisions or legal authorities as identified below must be referred to the SC for approval. No change is being requested to the policy for the
The MIOG policy for [ ] doesn't specify the form by which the HQ approval must be obtained; it requires that it be obtained and states only that the enumerated information "is to be provided by appropriate communication..." So, verbally, telephonically, by email, etc...would arguably satisfy the policy, the concern should be with documenting approval so as to be able to demonstrate compliance.

Below is a summary outline of the legal authorities:

### AUTHORITIES

#### A. FEDERAL CASE

1. Federal Court Order:
   i. Pen Register/Trap & Trace (18 USC 3121 et seq.)
      1. functions as a Pen Register device as that is defined in 18 U.S.C. 3127 because [ ]
Accordingly, authorization pursuant to the PR/TT statute is required to use

2. The same Pen Register/Trap and Trace Order may be used both to DOJ has recommended that for authorization, the below items be addressed.

3. Operative PR/TT Language:

4.

ii. Search Warrant to

1. Rule 41 & 28 U.S.C. 1651(a)-All Writs Act: When is used to
To: Operational Technology  From: Operational Technology
Re: 268-HQ-1068430, 06/18/2007

LEAD(s):

Set Lead 1:  (Action)

OPERATIONAL TECHNOLOGY

AT QUANTICO, VIRGINIA

Review and if appropriate approve delegation of authority from OTD, [Section Chief level to Unit Chief, Program Manager, [ ]]

CELL/OTD 000559
From: OTD (FBI)
Sent: Thursday, November 29, 2007 10:08 AM
To: OTD (FBI)
Subject: Stuff

--- Original Message ---
From: OTD (FBI)
Sent: Wednesday, November 28, 2007 3:24 PM
To: OTD (FBI)
Subject: Stuff

--- End of Original Message ---

CELL/OTD 000560
From: (OTD) (FBI)
Sent: Tuesday, December 11, 2007 1:10 PM
To: 
Cc: 
Subject: RE: issues summary

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

My comments and concerns are noted in red.

Thanks,

-----Original Message-----
From: 
Sent: Thursday, December 06, 2007 4:10 PM
To: 
Subject: FW: issues summary

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Please review content risks and provide constructive feedback.

Please review discussion and provide any additional input/clarification as needed.

-----Original Message-----
From: 
Sent: Wednesday, December 05, 2007 3:28 PM
To: 
Cc: 
Subject: 

CELL/OTD 000568
Thanks for taking the time to get together on Monday and review potential area of compliance risk relative to the
summary of my notes and a little extra stuff in an attempt to describe these issues. I have included
a couple of brackets requesting additional input and would appreciate if you would rank these issues in terms of
priority or significance of risk. I welcome all comments.

<< File risk issues 20071203.wpd >>

I need to produce a Leading Risk Indicator Report by next Thursday Dec. 13. So anything you could provide prior to
that date would be much appreciated.

Office of Integrity and Compliance
JEH 7646
Tel: Fax Mobile
From: OGC (FBI)
Sent: Tuesday, December 11, 2007 2:30 PM
To: OTD (FBI)
Subject: issues summary

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Thanks

BTW: I was probably the source of that "nebulous verbal policy" but in defense it was provided in the best interest of the agents.

Office of Integrity and Compliance
JEB 7646
Tel:
Fax:
Mobile:

PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE THE FBI WITHOUT PRIOR OIC APPROVAL

From: OTD (FBI)
Sent: Tuesday, December 11, 2007 1:10 PM
To: OTD (FBI)
Cc:
Subject: issues summary

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

My comments and concerns are noted in red.

Thanks,

*****Original Message*****

<< File Comments on risk issues 20071203.wpd >>

From: OTD (FBI)
Sent: Thursday, December 6, 2007 3:40 PM
To: OTD (FBI)
Subject: FW: issues summary

SENSITIVE BUT UNCLASSIFIED
NON-RECORD
Thanks for taking the time to get together on Monday and review potential area of compliance risk relative to the

I've put together a summary of my notes and a little extra stuff in an attempt to describe these issues. I have included
a couple of brackets requesting additional input and would appreciate if you would rank these issues in terms of
priority or significance of risk. I welcome all comments.

<< File: [risk issues 20071203.wpd] >>

I need to produce a Leading Risk Indicator Report by next Thursday Dec. 13. So anything you could provide prior to
that date would be much appreciated.

Office of Integrity and Compliance
JEH 7646
Tel:
Fax
Mobile

CELL/OTD 000578
Please don't take it personally. However,

Thanks for listening,

---Original Message---
From: [Redacted]
Sent: Tuesday, December 11, 2007 2:30 PM
To: [Redacted]
Subject: RE: Issues summary

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Thanks

BTW: I was probably the source of that "nebulous verbal policy" but in defense it was provided in the best interest of the agents.
My comments and concerns are noted in red.

Thanks,

<< File Comments on risk issues 20071203.wpd >>

Please review content related to risks and provide constructive feedback.

Please review discussion and provide any additional input/clarification as needed.
Thanks for taking the time to get together on Monday and review potential area of compliance risk relative to the

I've put together a summary of my notes and a little extra stuff in an attempt to describe these issues. I have
included a couple of brackets requesting additional input and would appreciate if you would rank these issues in
terms of priority or significance of risk. I welcome all comments.

<< File: risk issues 20071203.wpd >>

I need to produce a Leading Risk Indicator Report by next Thursday Dec. 13. So anything you could provide prior
to that date would be much appreciated.
UNCLASSIFIED  
NON-RECORD

This is the second phase of the It can
If you need one right away, is back in the office next Tuesday and
he can request a

Consultant
Retired FBI SSA, 1984-2006
Tracking Technology Unit
Federal Bureau of Investigation
Office
Cell

Hey

I know is out of town so I thought I might ask you. Does currently work on the If so, do we have a copy of the
wanted to determine where we stand with this mission. Do we have any other etc. that works well

Thanks,

UNCLASSIFIED

UNCLASSIFIED

CELL/OTD 000583
See answer below. I copied everyone shown so that the information is shared. I also requested to send us an advanced copy of the powerpoint slides for the in March 24-28. I will also take your request to have prepared a cheat sheet (quick user guide) for the system operations.

Hello

There is a very remote possibility of needing to do some in the near future so I have a few questions for you:
5. If you have any time next week, I would like to get together and play with the ____________ or what ever we did purchase?

Per our conversation, your busy schedule would not permit much time for you to play with the system. We will prepare and ship the entire system to ____________ for preparation of the ____________.

Thanks,
Good info below:

FYI: See below for additional info from (OTD) regarding.

We've had some success with in the very recent past. I'd like to throw some notes for you to share if needed with your folks.

It is possible to

Some things to note when

1. you will be able to

2. you will only be able to

[Blank space]
From: (OTD) (FBI)
Sent: Monday, May 19, 2008 10:38 AM
To: (OTD) (FBI)
Subject: FW:

UNCLASSIFIED
NON-RECORD

SSA
Unit Chief
Tracking Technology Unit
Operational Technology Division

From: (CID) (FBI)
Sent: Monday, May 19, 2008 10:14 AM
To:
UNCLASSIFIED
NON-RECORD

See below for some good information provided by V91-

Violent Crimes Unit

From: 
Sent: Friday, May 16, 2008 6:50 PM
To: 
Cc: 
Subject: RE:

UNCLASSIFIED
NON-RECORD

Couple of items from

Yesterday put on a one day class in or all law enforcement to discuss their commitment to helping law enforcement. They are apparently doing this in all regions of the country. Catch the one nearest you! It was pretty good they had members of their present, and their legal compliance team. They even feed us breakfast and lunch. No charge. What I did learn was does have a
We did some testing in the office on a ...

Not sure if it will work with ...

but this is a start.

I recently talked to ... they advised they currently have ...

Please pass on as appropriate.

My understanding is that these ... that although operates the same way - I don't believe by our current standards - we can track them with the ...

I am pretty sure of that.

Gentlemen, I was approached by the Child Porn squad regarding the ability to ...

Has anybody used a Pen/TRAP of ... to ...

I'm assuming that ...

If anybody has done this before it there a pony out there?
UNCLASSIFIED
NON-RECORD

forced [ ] to go up on a Pen Register on a [ ] also helped make this possible, and they were up and running. Everytime that [ ] on the Pen Register. This happened about 2.5 weeks ago [ ]. He had to switch and use [ ] although he ultimately got the guy! [ ] was not [ ] so he was ok to [ ] Remember not to do this on [ ] as they are [ ]. You still have the issues of [ ] if the guy is a heavy user...

Talk to [ ] about the [ ] case and we should be able to force [ ] to replicate.

P.S. If you don’t make any way with this, I’ll call up [ ] and get everyone together again to see how it was done.

UNCLASSIFIED
NON-RECORD

Hey [ ]

Hope all is well. I went through the below message traffic. While we cannot [ ] the last time we tried to go up on an actual “pen register” the phone company [ ] stated they could not provide [ ] but only manually and with significant time delay. If you remember we then asked [ ] and he confirmed that this was correct. We even tried to force the phone company’s hand by submitting a court order, but there was no success. Is this still the case? Is this true of all the phone companies or do some of them have the [ ] to provide [ ]

From: (OTD) (FBI)
Sent: Tuesday, May 27, 2008 11:02 AM
To: [ ]
Cc: [ ]
Subject: [ ]

From: (OTD) (FBI)
Sent: Tuesday, May 20, 2008 6:44 AM
To: [ ]
Cc: [ ]
Subject: [ ]

From: (OTD) (FBI)
Sent: Monday, May 19, 2008 1:21 PM
To: [ ]
Subject: [ ]
Good info below:

All:

FYI: See below for additional info from [blank] at OTD regarding [blank]

SSA [blank]
Violent Crimes Unit [blank]

From: [blank] (OTD) (FBI)
Sent: Monday, May 19, 2008 10:38 AM
To: [blank] (OTD) (FBI)
Subject: [blank] (OTD) (FBI)

We've had some success with [blank] in the very recent past. I'd like to throw some notes for you to share if needed with your folks.

It is possible to go up on a "pen register" and [blank]

Some things to note when [blank]

From: [blank] (OTD) (FBI)
Sent: Monday, May 19, 2008 11:42 AM
To: [blank] (OTD) (FBI)
Subject: [blank] (OTD) (FBI)
See below for some good information provided by VCI:

Couple of items from:

Yesterday put on a one day class in [redacted] for all law enforcement to discuss their commitment to helping law enforcement. They are apparently doing this in all regions of the country. Catch the one nearest you! It was pretty good they had members of their present, and their legal compliance team. They even feed us breakfast and lunch. No charge. What I did learn was does have a

We did some testing in the office on a [redacted]. Not sure if it will work with [redacted] but this is a start.

I recently talked to [redacted] and they advised they currently have a

Please pass on as appropriate.
My understanding is that these - that although operates the same way - I don't believe by our current standards - we can I am pretty sure of that.

Gentlemen, I was approached by the Child Porn squad regarding the ability to Has anybody used a Pen/TRAP of to I'm assuming that If anybody has done this before it there a pony out there?
No - but if we meet we can raise the issue. What were the facts re the issue?

Since we're on the topic, has policy ever been issued regarding the issue? The issue came up after the incident last year, but I have not seen a formal policy either way regarding this issue.
This was an old issue that we were going to give a second look w OGC. Based on your assessment and of others with a technical or operational expertise -

Is this tool something we should seek to use as a [ ] etc OR is this a tool that we should not seek?

We only want to meet re this issue if someone thinks that the tool has operational value? What do you think? What does [ ] do??

From: 
Sent: Friday, May 23, 2008 10:29 AM 
To: 
Cc: 
Subject: 

SENSITIVE BUT UNCLASSIFIED NON-RECORD

I went in circles with this issue a few years ago when ERF had purchased [ ] but refused to distribute them due to legal concerns and a lack of policy for their deployment. I assisted by writing a policy and they ended up [ ]

One of the problems in a tactical situation is that you will [ ] Contact Engineer [ ] of the [ ] unit at ERF for more details on this issue.

[ ] but are probably doing more harm than good. I have discussed this issue with SSA [ ] and he can be contacted for more details on the [ ] issues.

From: 
Sent: Thursday, May 22, 2008 12:48 PM 
To: 
Cc: 
Subject: 

SENSITIVE BUT UNCLASSIFIED NON-RECORD

Any comments or suggestions? This topic was a previous concern - is it still of interest? Do you have any HQ guidance re this topic - is it adequate??

From: 
Sent: Thursday, May 22, 2008 12:44 PM 
To: 
Cc: 
Subject: 

SENSITIVE BUT UNCLASSIFIED NON-RECORD
Our scenario is straightforward -

- with SAC approval - we want the ability to

Our overarching concern is for the safety of

I will not be able to confirm until tomorrow when I get back in the office - but let’s use next Weds afternoon at 200p as the target date. Do you have a room number??

From: SABOL, SHERRY E. (OGC) (FBI)
Sent: Wednesday, May 21, 2008 2:46 PM
To: 
Cc: 
Subject: 

SENSITIVE BUT UNCLASSIFIED NON-RECORD

AGC has significant background on issues and relevant statutory authorities as they relate to and I’m told the. Given that is gone and likely has the most background on what you’re looking to achieve, I think it would be helpful for to sit down with and to determine what scenarios you’re concerned about. We will likely need to regroup with the regarding the establishment of a process by which to handle requests.

Are you available to meet at HQ next week - does Wednesday afternoon at 2pm work for you?

Sherry E. Sabol
Section Chief
Science and Technology Law Office
Office of the General Counsel
HQ:
Chantilly: 

PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE THE FBI WITHOUT PRIOR OGC APPROVAL

From:  
Sent: Wednesday, May 21, 2008 12:59 PM
To: SABOL, SHERRY E. (OGC) (FBI) 
Cc: 
Subject: 

SENSITIVE BUT UNCLASSIFIED NON-RECORD

Sherry

CELL/DTD 000676
One of Motta's unresolved projects was to provide guidance re the use of a tool to improve the safety.

Would you assign someone to review this issue.
Could you disseminate this news bulletin to the field for those who may not visit our website on a regular basis?

In the recent weeks, OTD (FBI) has identified a problem with the... Current investigation of the problem reveals that the... Further analysis work is continuing and until a permanent solution is reached, a successful workaround solution has been identified...
From: (OTD) (FBI)
Sent: Thursday, July 10, 2008 10:35 AM
To:
Subject: Pony for Pen Register Coverage with

UNCLASSIFIED
NON-RECORD

ALCON:

Attached is an EC to be completed by the case squad to initiate Pen Register coverage. I have taken the request for coverage for [ ] and added a few lines to help us. I talked with [ ] and we came up with the additional verbiage to ensure we get the line setup correctly in the [ ] Also, we added the part about [ ]

Please let me know if you all have any questions.
UNCLASSIFIED

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE          Date: 07/10/2008

To:                           Attn: 

From:  

Approved By: 

Drafted By:  

Case ID #: - SUB PEN (Pending)

Title:

Synopsis: Request squad assistance to initiate pen register coverage.

Details: assistance is requested to initiate pen register coverage in captioned matter. The target of the pen register is as follows:

NUMBER: 
NAME: 
ADDRESS:  

Additionally, is requested to and also setup to 

When initiating the pen register,  

(LIST CASE AGENT AND WORKING THE CASE)

**

UNCLASSIFIED

CELL/OTD 000685
NOTE the issue of

Please forward as appropriate....

Pls help disseminate the following critical information to all folks involved with

The is no longer available due to pending patent infringement.
Please take a look at this. I have not gotten a chance yet but will later today.

--

BBD Azmi
Information and Technology Branch

Your comments please....

Attorney
Office of Integrity and Compliance
JEH 7646
Tel  
Fax
Mobile

http://oic.fbi.gov/

This information may be privileged and/or deliberative- NOT FOR DISCLOSURE OUTSIDE THE FBI WITHOUT PRIOR OIC APPROVAL.
If haven't done so there is a new available on TTU which offers an added capability of
Those who do not have access to the TTU can contact staff. Please also share this information with your colleagues.

SENSITIVE BUT UNCLASSIFIED

Classification: UNCLASSIFIED
Gents,

This has been reviewed by all parties and initially approved. Please review Electronic copy, as hard copy for signature will working its way to you once the Boss has put his mark on it, please disseminate to all of Thanks all for the joint effort.

Classification: UNCLASSIFIED
Hi

The AG order is available at (6 one down on the list)

-----Original Message-----
From: b3
Sent: Tuesday, October 02, 2007 11:31 AM
To: b6
Cc: b7C
Subject: b7E

UNCLASSIFIED

Hello

Hope all is well. Would you please e-mail me a copy of regarding the delegated authority to permit on a case-by-case basis, to assist in.

I'd like to read "the bible" and see where the MIOG requirements are derived from. A lot has changed since 1995. If you don't have it electronically let me know. If it's short enough, I'll give you a fax number. If not, you can mail it to my attention at

Thanks for the help,

UNCLASSIFIED
From: OTD (FBI)  
Sent: Tuesday, October 02, 2007 1:48 PM  
To: OTD (FBI)  
Subject: UNCLASSIFIED NON-RECORD

See attached note.

Procedure.doc...

UNCLASSIFIED
Attached is my attempt to separate the

can issues. I was feeling strongly about
the amendments, until I read

Is this paragraph the showstopper? Any suggestions, short of an amended AG Department Order? I am trying to make it easier to support

Thanks,

<< File: Use of FBI wpd >>

The AG order is available at

(6 one down on the
list)

Hello

Hope all is well. Would you please e-mail me a copy of

regarding the

and the delegated authority to permit

I'd like to read "the bible" and see where the MIOE requirements are
derived from. A lot has changed since 1995. If you don't have it electronically let me know. If it's short enough, I'll give you a fax number. If not, you can mail it to my attention at [blank].

Thanks for the help.
Police cooperation case, as I understand, domestic police cooperation authority is...

62-3.3 Policy

(1) Upon receipt of requests for investigation from local or state law enforcement agencies involving matters in which there is no FBI jurisdictional interest, the FBI's cooperative role will be limited to the acquisition of records or information from the criminal files of local or state law enforcement agencies or records of nongovernmental organizations and concerns and other governmental agencies.

(a) Records or information are defined as material normally available to law enforcement agencies which can be obtained without a court order.

(b) When obtaining material outlined above, dissemination authority must be obtained from that agency providing the records/information, when appropriate.

(2) In addition to record gathering and dissemination noted above, the FBI can act in a liaison capacity between local and state law enforcement agencies to facilitate one agency handling the investigative requests of another.

(3) The FBI, on behalf of a local or state law enforcement agency, may verify the location of an individual. No interviews with subjects, suspects, or witnesses should be conducted by Bureau personnel. No extensive efforts are to be expended to locate individuals for interviews. FBI personnel are to merely verify their whereabouts, such as at a residence address or employment, etc.

(4) Domestic Police Cooperation matters received in the field should be opened on an individual case basis, the subject of the record indexed to the general indices, resulting disclosures recorded in accordance with Privacy Act requirements and maintained in accordance with existing instructions pertaining to the destruction of field office files and records, MAOP, Part II, 2-4.5.

(5) SACs may approve use of FBI resources on behalf of local and state agencies providing such action falls within the above guidelines. No communication need be forwarded to FBIHQ advising of the initiation of a Domestic Police Cooperation investigation.

(6) Name check requests for a review of pertinent information contained in our central records system received by FBIHQ from authorized state and local criminal justice agencies will be processed by the Executive Agencies Dissemination Unit, Information Management Division, in accordance with MAOP, Part II, 9-3. Completed responses will be returned to the respective field office which covers the territory of the submitting agency for appropriate dissemination.

(7) Domestic Police Cooperation cases are not to be opened in the field for the purpose of conducting foreign inquiries through Interpol. All state and local law enforcement agencies in the United States have direct access to the United States...
National Central Bureau (USNCB), Interpol, by mail or via the National Law Enforcement Telecommunications System (NLETS). The USNCB mailing address is: Interpol, U.S. Department of Justice, Washington, D.C. 20530. The NLETS ORI is "DCINTER0/0/1."

This authority appears to also be codified by Regulation at 28 CFR 0.85(j).

See also Part I, Section 184-1 Investigative Authority

2) Under DOJ guidelines, the FBI's role in Domestic Police Cooperation, see this manual, Part I, Section 62, entitled "Domestic Police Cooperation," is:

-----Original Message-----
From: [Email Address]
Sent: Wednesday, October 03, 2007 6:57 AM
To: [Email Address]
Cc: [Email Address]
Subject: [Email Address]

UNCLASSIFIED
NON-RECORD

Thanks for the added info.

Further clarification however is needed on

Thanks,

-----Original Message-----
From: [Email Address]
Sent: Tuesday, October 02, 2007 3:11 PM
To: [Email Address]
Cc: [Email Address]
Subject: [Email Address]

UNCLASSIFIED
NON-RECORD

Gentlemen:
The issue is, unfortunately, not simply about whether...

So, if the objective is to make it easier to... matters, then one way would be to...

OTD is making efforts to clarify and revise the policy and the AG order which if successful should make such assistance less administratively burdensome to provide--so stay tuned.....

PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE THE FBI WITHOUT PRIOR OGC APPROVAL

Assistant General Counsel
Science & Technology Law Unit
Engineering Research Facility
Bldg. 27958A Room A-207B
Quantico, Va 22135
Tel: Fax: Cell:

SCIENCE & TECHNOLOGY LAW UNIT - OFFICE OF THE GENERAL COUNSEL

-----Original Message-----
From: Sent: Tuesday, October 02, 2007 1:03 PM
To: RE:
Subject: UNCLASSIFIED
NON-RECORD

Attached is my attempt to separate the... from merely... matters. I was feeling strong about the amendments, until I read...

Is this paragraph the show stopper? Any suggestions, short of an amended AG Department Order? I am trying to make it easier to support...
Thanks,

---Original Message-----
From: rGC (FBI)
Sent: Tuesday, October 02, 2007 11:31 AM
To: 
Cc: 
Subject: 

---Original Message-----
From: 
Sent: Tuesday, October 02, 2007 6:13 AM
To: 
Cc: 
Subject: 

Hi

The AG order is available at (6 one down on the list)

Hello

Hope all is well. Would you please e-mail me a copy of regarding the the delegated authority to permit on a case-by-case basis, to assist I'd like to read "the bible" and see where the MIOG requirements are derived from. A lot has changed since 1995. If you don't have it electronically let me know. If it's short enough, I'll give you a fax number. If not, you can mail it to to my attention at

Thanks for the help,
Thank you for the added information. I have a much better understanding of the Domestic Police Cooperation constraints now.

I promise to give you a break if you give me a yes or no answer to:

Yes / No

Sorry for being difficult, and thanks again,

Police cooperation case, as I understand

Domestic Police Cooperation authority is

62-3.3 Policy
(1) Upon receipt of requests for investigation from local or state law enforcement agencies involving matters in which there is no FBI jurisdictional interest, the FBI's cooperative role will be limited to the acquisition of records or information from the criminal files of local or state law enforcement agencies or records of nongovernmental organizations and concerns and other governmental agencies.

(a) Records or information are defined as material normally available to law enforcement agencies which can be obtained without a court order.
(b) When obtaining material outlined above, dissemination authority must be obtained from that agency providing the records/information, when appropriate.
(2) In addition to record gathering and dissemination noted above, the FBI can act in a liaison capacity between local and state law enforcement agencies to facilitate one agency handling the investigative requests of another.
(3) The FBI, on behalf of a local or state law enforcement agency, may verify the location of an individual. No interviews with subjects, suspects, or witnesses should be conducted by Bureau personnel. No extensive efforts are to be expended to locate individuals for interviews. FBI personnel are to merely verify their whereabouts, such as at a residence address or employment, etc.
(4) Domestic Police Cooperation matters received in the field should be opened on an individual case basis, the subject of the record indexed to the general indices, resulting disclosures recorded in accordance with Privacy Act requirements and maintained in accordance with existing instructions pertaining to the destruction of field office files and records, MAOP, Part II, 2-4.5.
(5) SACs may approve use of FBI resources on behalf of local and state agencies providing such action falls within the above guidelines. No communication need be forwarded to FBIHQ advising of the initiation of a Domestic Police Cooperation investigation.
(6) Name check requests for a review of pertinent information contained in our central records system received by FBIHQ from authorized state and local criminal justice agencies will be processed by the Executive Agencies Dissemination Unit, Information Management Division, in accordance with MAOP, Part II, 9-3. Completed responses will be returned to the respective field office which covers the territory of the submitting agency for appropriate dissemination.
(7) Domestic Police Cooperation cases are not to be opened in the field for the purpose of conducting foreign inquiries through Interpol. All state and local law enforcement agencies in the United States have direct access to the United States National Central Bureau (USNCB), Interpol, by mail or via the National Law Enforcement Telecommunications System (NLETS). The USNCB mailing address is: Interpol, U.S. Department of Justice, Washington, D.C. 20530. The NLETS ORI is "DCINTER00/0/".

This authority appears to also be codified by Regulation at 28 CFR 0.85(j)

See also Part I, Section 184-1 Investigative Authority

2) Under DOJ guidelines, the FBI's role in Domestic Police Cooperation, see this manual, Part 1, Section 62, entitled "Domestic Police Cooperation," is
Thanks for the added info.

Further clarification however is needed on [blank space]

Thanks,

------Original Message------
From: OGC (FBI)
Sent: Tuesday, October 02, 2007 3:11 PM
To:
Cc:
Subject: UNCLASSIFIED NON-RECORD

Gentlemen:

The issue is, unfortunately, not simply about whether [blank space]
So, if the objective is to make it easier to deploy then one way would be to

OTD is making efforts to clarify and revise the policy and the AG order which if successful should make such assistance less administratively burdensome to provide—so stay tuned.....

PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE THE FBI WITHOUT PRIOR OGC APPROVAL

Assistant General Counsel
Science & Technology Law Unit
Engineering Research Facility
Bldg. 27958A Room A-207B
Quantico, Va. 22135
Tel: Fax
Cell

SCIENCE & TECHNOLOGY LAW UNIT - OFFICE OF THE GENERAL COUNSEL

-----Original Message-----

From: 
Sent: Tuesday, October 02, 2007 1:03 PM
To: 
Cc: 
Subject: 

UNCLASSIFIED
NON-RECORD

Attached is my attempt to separate the from merely matters. I was feeling strong about the amendments, until I read

Is this paragraph the show stopper? Any suggestions, short of an amended AG Department Order? I am trying to make it easier to support

Thanks

<< File: Use of FBI wpd >>

-----Original Message-----

From: (OGC) (FBI)
Sent: Tuesday, October 02, 2007 11:31 AM
To: 
Cc: 
Subject: 

UNCLASSIFIED
NON-RECORD
Hi

The AG order is available at ______________________ (6 one down on the list)

-----Original Message-----
From: ______________________
Sent: Tuesday, October 02, 2007 6:13 AM
To: ______________________
Cc: ______________________
Subject: ______________________

UNCLASSIFIED
NON-RECORD

Hello ____________

Hope all is well. Would you please e-mail me a copy of _______________________ regarding the ______________________ and the delegated authority to permit ______________________ on a case-by-case basis, to assist in ______________________

I'd like to read "the bible" and see where the MIOG requirements are derived from. A lot has changed since 1995. If you don't have it electronically let me know. If it's short enough, I'll give you a fax number. If not, you can mail it to my attention at ______________________

Thanks for the help, ______________________

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED
Looks good. The only thing is: Does FBIHQ need to be cut in like they do for Tills.

Hey

Before we send this out to the office, would you mind reviewing this? We are just trying to educate our customers on the Exigent Circumstance requirements pertaining to Any corrections or suggestions would be appreciated.

Thanks,
UNCLASSIFIED
NON-RECORD

Since the Director isn't involved, probably does not have to be notified.

---Original Message---

From:                      
Sent: Monday, October 15, 2007 5:31 PM
To:                        
Subject: RE: Exigent Circumstances

Hey

Before we send this out to the office, would you mind reviewing this? We are just trying to educate our customers on the Exigent Circumstance requirements pertaining to Any corrections or suggestions would be appreciated.

Thanks,

<< File: September 2007 Exigent Circumstances).wpd >>
I just went to a class on this. Unfortunately, it requires a PC affidavit for any kind of...-

Good to see you working again. Just a few reminders: You may want to address the...-

and I spent the day talking about the case and we have determined a course of action. The plan is to go up on a wire on either...-
We requested activation of a pen register on [Redacted] home number. We have the order, but the installation requires [Redacted]. We are waiting for him to put [Redacted].

What we need at this time:
- We need someone, preferably [Redacted] actively working the pen register subscriber information. This was our largest roadblock in the last TII. 

[Redacted]
Gents,

Has confirmed that they will be able to join us in various on November 7th and 8th at. We are still waiting for the It should be done on time. If goes well, will leave us with the for further testing and use. This project is being undertaken by direction of "Maybe he thinks we'll need

Please e-mail me with the we may be using, so I can send the info to. This will allow them to to feed our needs.

We know you will be short handed. If anyone of your team is available please join us. If not, we'll conduct the and provide you with the results.

Thanks,
Sorry for the delay—I was unexpectedly out of the office for a couple of weeks. I have made some suggested edits to your summary attached—viewable in document/reviewer mode. Most significantly is the distinction that

Hello

If you have a moment would you please review the attached one page document? Our office and always seem to have trouble in dealing with Exigent Circumstance matters. Any suggestions or clarifications would be appreciated.

Thanks,

<< File: September 2007 Exigent Circumstances).wpd >>
Sorry for the delay—I was unexpectedly out of the office for a couple of weeks. I have made some suggested edits to your summary attached—viewable in document/reviewer mode. Most significantly is the distinction that...
Hello,

If you have a moment would you please review the attached one page document? Our office always seem to have trouble in dealing with Exigent Circumstance matters. Any suggestions or clarifications would be appreciated.

Thanks,

<< File: September 2007 (Exigent Circumstances).wpd >>
The following is a list of items that were discovered and is documented for your benefits. This is also posted on the [ ] website.
Hi!

Would you please pass the following information on to each field office (this is all we can do):

Alerts:

Remember to check the website often for product and troubleshooting information. Click here:

Thanks.

Consultant
Retired FBI SSA, 1984-2006
Tracking Technology Unit
Federal Bureau of Investigation

Office
Cell
From: OTD (CON)
Sent: Thursday, October 25, 2007 2:54 PM
To: CELL/OTD 000807

Subject: FW Technical Operations Alert

Follow Up Flag: Follow up
Flag Status: Flagged

SENSITIVE BUT UNCLASSIFIED
NON-RECORD
Hi, [Name],

Would you please pass the following information on to each field office [Redacted] so that is all we can do):

[Redacted]

Alerts:

[Redacted]

Remember to check the [Redacted] website often for product and troubleshooting information. Click here:

[Redacted]

Thanks [Redacted] -b

[Redacted]

Consultant
Retired FBI SSA, 1984-2006
Tracking Technology Unit
Federal Bureau of Investigation

[Redacted] Office
[Redacted] Cell

[Redacted]
Be sure to have the appropriate paperwork completed. Many considerations such as...

-----Original Message-----
From: 
Sent: Thursday, October 18, 2007 3:45 AM
To: 
Cc: 
Subject: November 7-8

UNCLASSIFIED
NON-RECORD

Gents,

[Name] from the [Department] has confirmed that they will be able to join us in various... on November 7th and 8th at... We are still waiting for the [Name] confirmation. It should be done on time. If [Name] goes well, [Name] will leave us with the... for further testing and use. This project is being undertaken by direction of... "Maybe... he thinks we'll need...

Please e-mail me with the... we may be using, so I can send the info to... This will allow them to... to feed our needs.

We know you will be short handed. If anyone of your team is available please join us. If not, we'll conduct the... and provide you with the results.

Thanks,

UNCLASSIFIED

UNCLASSIFIED
UNCLASSIFIED
NON-RECORD

Thanks

UNCLASSIFIED
NON-RECORD

See below

SSA
Unit Chief
Tracking Technology Unit
Operational Technology Division

UNCLASSIFIED
NON-RECORD

From: OTD (FBI)
Sent: Monday, January 10, 2011 11:34 AM
To: OTD (FBI)
Subject: FW: Field Request Request

UNCLASSIFIED
NON-RECORD

DATE: 10-12-2012
CLASSIFIED BY 65179 DMH/STU
REASON: 1.4 (C, G)
DECLASSIFY ON: 10-12-2037

From: OTD (FBI)
Sent: Tuesday, January 11, 2011 6:51 AM
To: OTD (FBI)
Subject: FW: Field Request Request

UNCLASSIFIED
NON-RECORD

From: OTD (FBI)
Sent: Monday, January 10, 2011 11:36 AM
To: OTD (FBI)
Subject: RE: Field Request Request

UNCLASSIFIED
NON-RECORD

From: OTD (FBI)
Sent: Monday, January 10, 2011 11:28 AM
To: OTD (FBI)
Subject: RE: Field Request Request

UNCLASSIFIED
NON-RECORD
Do we have anything that meets the need

SSA
Unit Chief
Tracking Technology Unit
Operational Technology Division
I was wondering if you could please forward to the

Thanks,

is looking to borrow a

turnaround is short.....

Thanks in advance,
Can someone buy... and have it sent/shipped to...

Looks like... may have it for... if you want to use a credit card. Let me know. Thanks.
Hey

Can you give us the make/model and how many would help us determine a replacement. said we are still identifying funds to get the

From:
Sent: Friday, August 19, 2011 6:37 PM
To:
Cc:
Subject: RE: --- UNCLASSIFIED

Hey What does it look like for a new We are basically dead in the water right now for and with the coming up, we want to get the ready to go. Please let me know if you need anything else from me. Thanks!

From:
Sent: Wednesday, August 17, 2011 1:12 PM
To:
Cc:
Subject: RE: --- UNCLASSIFIED

I believe the could be a contributing issue or the main issue- we had only for about late yesterday, I noted in my request that we probably need a new as well. If you guys want to send us a and hold off on ordering a new we can give that a shot first. Thanks.

From: (OTD) (CON)
Sent: Wednesday, August 17, 2011 8:37 AM
To:
Cc:
Subject: --- UNCLASSIFIED

Hey

wanted me to check a couple of things with you before we order and ship another . He wanted me to ask you if your keeps then we’ll know for sure that you need a
Good luck...

DERIVED FROM: G-3 FBI Classification Guide G-3, dated 1/97, Foreign Counterintelligence Investigations
DECLASSIFY ON: 20470614
SECRET

SECRET
I haven't picked one up. Let me see if I transferred one to us.

Did you transfer to us a

This sounds like the
Hey
Do you have this item?

Thanks,
x4177
UNCLASSIFIED
NON-RECORD

Your [([ verifies, and are ready. However the one [([ that we have is not available. Thus if you need [([ you have to use your [([ If the [([ we can configure the [([ Let us know.

UNCLASSIFIED
From: (OTD) (FBI)
Sent: Monday, October 01, 2007 10:00 AM
To: (OTD) (FBI)
Subject: RE: Your

UNCLASSIFIED
NON-RECORD

The was needed on the were performed on the as required to correct the issue.

Whichever you will be using, you will need to in addition to this requirement, you will need to I have talked to and requested for this last Friday but I am still waiting for the delivery of this. I will directly rather than hanging on the I called on his cell phone and left him a message that he can pick the

-----Original Message-----
From: Sent: Monday, October 01, 2007 5:49 AM To: Subject: RE: Your

UNCLASSIFIED
NON-RECORD

Thanks

I will determine which we will use and bring it down when I pick up the

Thanks again.

P.S. The right?

-----Original Message-----
From: (OTD) (FBI)
Sent: Friday, September 28, 2007 4:25 PM
To: Your

UNCLASSIFIED
NON-RECORD

Your verified, and are ready. However the one that we have is not available.
Thus if you need you have to use your
If the we can configure the

Let us know.

UNCLASSIFIED
SENSITIVE BUT UNCLASSIFIED
NON-RECORD

I had one other issue with the [REDACTED]. After the [REDACTED], apparently the [REDACTED] doesn't always [REDACTED].

-----Original Message-----
From: [REDACTED]  
Sent: Thursday, September 20, 2007 4:28 PM  
To: [REDACTED]  
Cc: [REDACTED]  
Subject: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

I ended up not sending our [REDACTED] to troubleshoot the [REDACTED] problem we were having. I now have it working. The problem appears to be that our [REDACTED] is [REDACTED] and the new [REDACTED] is now seems to be working. I informed [REDACTED] of this solution and I thought you guys might like to know as well. Our [REDACTED] and I assume other Divisions should as well.

SENSITIVE BUT UNCLASSIFIED
From: (OTD) (FBI)
Sent: Wednesday, September 19, 2007 3:02 PM
To: (OTD) (FBI)
Subject: power supply

UNCLASSIFIED
NON-RECORD

this is the power supply that I bought online through
stated that we had to have

UNCLASSIFIED
Attached is a sample for a PR/TT to use. I'm happy to speak with the AUSA.

Depending on the circumstances in which the [fill in], in this case will be most operationally effective [fill in].
Hey,

I hope all is well. I previously provided a non-PPW Pen/2703D Order for utilizing to determine if the AUSA apparently does not feel comfortable with this order and has suggested a search warrant. Would you mind speaking to the AUSA directly, so that we can I would think we could use a "search" or "seizure" warrant as long as we were careful on our verbage. I'll get the AUSA's contact info if you like.

Thanks,

My AUSA felt that we should get a search warrant since we didn't have any info that Can we use the same technology as part of a search warrant?
Hey just checking in.

Are we still planning on the

Thanks,

-----Original Message-----

From: 
Sent: Wednesday, February 21, 2007 5:46 PM
To: 
Subject: FW:

I am on [redacted] and my boss has talked with you about [redacted] (see below). We used your affidavit and sent it to our AUSA in [redacted]. They have been looking at it and I was told that I may be missing some statutory references. Have you guys ever gotten one of these [redacted]? If yes, do you recall the AUSA's name? If they haven't, I am going to give them [redacted] name and number so we can figure this thing out.

Thanks

-----Original Message-----

From: 
Sent: Tuesday, January 30, 2007 3:13 PM
To: 
Subject: FW:

Per our discussion, the "pen" order for using [redacted] et al. to [redacted]...

-----Original Message-----

From: 
Sent: Tuesday, January 30, 2007 3:02 PM
To: 
Cc: 
Subject: FW:
As per our phone conversation yesterday, the second attachment would be the appropriate pony. This document has been provided by OGC. Once the "pen order" has been signed by the judge, please route it and the to your SAC and CDC for approval and then provide it to . Please place my name on the so SSA knows to assign it to me. If you provide me with the I can prior to .

I am assuming that your case agent has already subpoenaed each of the to see if your . Just checking!

Thanks,

-----Original Message-----
From: (OGC) (FBI)
Sent: Monday, November 14, 2005 1:15 PM
To: 
Cc: 
Subject: RE: 

Attached is a copy of a DRAFT application and order to authorize . Also is a DRAFT app/order for a combined Pen & 2703(d) order that incorporates authority for use of as well as to .

-----Original Message-----
From: (OGC) (FBI)
Sent: Monday, November 14, 2005 11:57 AM
To: 
Cc: 
Subject: RE: 

The attached includes some edits (use document/reviewer to see changes).

UNCLASSIFIED
NON-RECORD

The attached includes some edits (use document/reviewer to see changes).

PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE THE FBI WITHOUT PRIOR OGC APPROVAL

Assistant General Counsel
Science & Technology Law Unit
Engineering Research Facility
Bldg. 27958A Room A-207B
Quantico, Va. 22135
Tel: 
Fax 
pager

SCIENCE & TECHNOLOGY LAW UNIT - OFFICE OF THE GENERAL COUNSEL

CELL/OTD 000921
We would like to make this document policy ASAP. This is our latest draft after provided some input earlier. Please provide legal guidance to ensure we have drafted an appropriate SOP for exigent circumstances.

Please review and provide feedback. We truly need to improve our response time to an "Exigent Circumstance" situation. I think an SOP would be a big help.

Thank you,
From: (OGC) (FBI)
Sent: Friday, March 16, 2007 12:46 PM
To: 
Cc: 
Subject: 

obviously my opinion is not necessarily shared by other attorneys, but

I appreciate all your efforts in this matter. I truly see both arguments. However,

Thanks again,

Please provide with the AUSA’s name and phone number so they can work this matter out.

Thanks,
Attached is a sample for a PR/TT to use. I'm happy to speak with the AUSA.

Depending on the circumstances in which the [ ] in this case will be most operationally effective.
Hey

I hope all is well. I previously provided with your pony Pen/2703D Order for utilizing. The AUSA apparently does not feel comfortable with this order and has suggested a search warrant. Would you mind speaking to the AUSA directly. I would think we could use a "search" or "seizure" warrant as long as we were careful on our verbage. I'll get the AUSA's contact info if you like.

Thanks,

My AUSA felt that we should get a search warrant since we didn't have any info that

Can we use the same technology as part of a search warrant?
Hey just checking in.

Are we still planning on the...JI?

Thanks,

-----Original Message-----
From: 
Sent: Thursday, March 15, 2007 10:13 AM
To: 
CC: 
Subject: RE: 

UNCLASSIFIED
NON-RECORD

I am on...land my boss has talked with you about... (see below). We used your affidavit and sent it to our AUSA in... They have been looking at it and I was told that I may be missing some statutory references. Have you guys ever gotten one of these through... If yes, do you recall the AUSA's name? If they haven't, I am going to give them... name and number so we can figure this thing out.

Thanks

Per our discussion, the "pen" order for using... et al. to...
As per our phone conversation yesterday, the second attachment would be the appropriate pony. This document has been provided by OGC. Once the "pen order" has been signed by the judge, please route it and the order to your SAC and CDQ for approval and then provide it to SSA. Please place my name on the so SSA knows to assign it to me. If you provide me with the I can place my name on the prior to

I am assuming that your case agent has already subpoenaed each of the to see if your Just checking!

Thanks,

Attached is a copy of a DRAFT application and order to authorize. Also is a DRAFT app/order for a combined Pen & 2703(d) order that incorporates authority for use of as well as to

The attached includes some edits (use document/reviewer to see changes).
We would like to make this document policy ASAP. This is our latest draft after provided some input earlier. Please provide legal guidance to ensure we have drafted an appropriate SOP for exigent circumstances.

Please review and provide feedback. We truly need to improve our response time to an "Exigent Circumstance" situation. I think an SOP would be a big help.
Thank you,
From: [Redacted]  
Sent: Monday, March 19, 2007 10:47 AM  
To: [Redacted]  
Cc: [Redacted]  
Subject: [Redacted]  

UNCLASSIFIED  
NON-RECORD  

Yes I have heard of the SOP, it is referencing. In previous legal presentation this was presented and suggested in a case of this nature that [Redacted]. However, it was always suggested and presented to way on the side of caution. I think I can provide you with some of these presentations if you would like. Please give me a call. thanks

---Original Message---  
From: [Redacted]  
Sent: Friday, March 16, 2007 12:24 PM  
To: [Redacted]  
Cc: [Redacted]  
Subject: RE: [Redacted]  

UNCLASSIFIED  
NON-RECORD  

I fully understand, however, please do not misconstrue my dialog with you. I appreciate the legal concerns and want our office to fully comply. However, as you well know I have never felt comfortable with the Bureau's lack of guidance in this matter. This unofficial, non written SOP is extremely problematic.

I have never heard of this SOP. Can you shed light on this?

Thanks,
Thanks again,

Please provide with the AUSA’s name and phone number so they can work this matter out.

Thanks,
Attached is a sample for a PR/TT to use. I'm happy to speak with the AUSA.

Depending on the circumstances in which the ___ in this case will be most operationally effective.
Hey,

I hope all is well. I previously provided [with your pony Pen/2703D Order for utilizing ________________] The AUSA apparently does not feel comfortable with this order and has suggested a search warrant. Would you mind speaking to the AUSA directly? I would think we could use a "search" or "seizure" warrant as long as we were careful on our verbage. I'll get the AUSA's contact info if you like.

Thanks,
Can we use the same technology as part of a search warrant?

-----Original Message-----
From:
Sent: Thursday, March 15, 2007 10:13 AM
To:
Cc:
Subject: RE:

Hey just checking in.
Are we still planning on the

Thanks,

-----Original Message-----
From:
Sent: Wednesday, February 21, 2007 5:46 PM
To:
Subject: FW:

I am on and my boss has talked with you about (see below). We used your affidavit and sent it to our AUSA in They have been looking at it and I was told that I may be missing some statutory references. Have you guys ever gotten one of these through If yes, do you recall the AUSA's name? If they haven't, I am going to give them my name and number so we can figure this thing out.

Thanks

-----Original Message-----
From:
Sent: Tuesday, January 30, 2007 3:13 PM
To:
Subject: FW:

---
Per our discussion, the "pen" order for using [ ] et al.
to [ ]..-----Original Message-----

From: 
Sent: Tuesday, January 30, 2007 3:02 PM
To: 
Cc: 
Subject: FW:

UNCLASSIFIED
NON-RECORD

As per our phone conversation yesterday, the second attachment [ ] would be the appropriate pony. This document has been provided by [ ] of OGC. Once the "pen order" has been signed by the judge, please route it and the [ ] to your SAC and CDC [ ] for approval and then provide it to [ ]. Please place my name on the [ ] so SSA [ ] knows to assign it to me. If you provide me with the [ ] I can [ ] prior to [ ]

I am assuming that your case agent has already subpoenaed each of the [ ] to see if your [ ] Just checking!

Thanks,

-----Original Message-----

From: OGC (FBI) 
Sent: Monday, November 14, 2005 11:57 AM
To: 
Cc: 
Subject: RE:

UNCLASSIFIED
NON-RECORD

Attached is a copy of a DRAFT application and order to authorize [ ] Also is a DRAFT app/order for a combined Pen & 2703(d) order that incorporates authority for use of [ ] as well as to

-----Original Message-----

From: OGC (FBI) 
Sent: Monday, November 14, 2005 11:57 AM
We would like to make this document policy ASAP. This is our latest draft after provided some input earlier. Please provide legal guidance to ensure we have drafted an appropriate SOP for exigent circumstances.
Please review and provide feedback. We truly need to improve our response time to an “Exigent Circumstance” situation. I think an SOP would be a big help.

Thank you,
No you are right from that prospective we have never ref agents to (in a SOP. NEXT

--- Original Message ---
From:
Sent: Monday, March 19, 2007 11:57 AM
To:
Cc:
Subject: RE

UNCLASSIFIED NON-RECORD

Hey

Hope you are doing well. So we don't confuse the issues, let's take them one at a time:

The SOP stating that (can this SOP be found? Please provide.

Thanks,

--- Original Message ---
From:
Sent: Monday, March 19, 2007 9:47 AM
To:
Cc:
Subject: RE:

UNCLASSIFIED NON-RECORD

Yes I have heard of the SOP (is referencing. In previous legal presentation this was presented and suggested in a case of this nature that

However, it was always suggested and presented to
to way on the side of caution. I think I can provide you with some of these presentations if you would like. Please give me a call. thanks

-----Original Message-----
From:
Sent: Friday, March 16, 2007 12:24 PM
To:
Cc:
Subject: RE: 

I fully understand, however, please do not misconstrue my dialog with you. I appreciate the legal concerns and want our office to fully comply. However, as you well know I have never felt comfortable with the Bureau's lack of guidance in this matter. This unofficial, non written SOP is extremely problematic.

I have never heard of this SOP. Can you shed light on this?

Thanks,
obviously my opinion is not necessarily shared by other attorneys, but

-----Original Message-----
From:
Sent: Friday, March 16, 2007 11:20 AM
To:
Cc:
Subject: RE:

UNCLASSIFIED
NON-RECORD

Thanks again,

I appreciate all your efforts in this matter. I truly see both arguments. However,

Please provide with the AUSA's name and phone number so they can work this matter out.

Thanks,

-----Original Message-----
From: OGC (FBI)
Sent: Friday, March 16, 2007 8:04 AM
To:
Cc:
Subject: RE:
Attached is a sample for a PR/TT to use. I'm happy to speak with the AUSA.

Depending on the circumstances in which the [redacted] in this case will be most operationally effective.
Hey

I hope all is well. I previously provided Pen/2703D Order for utilizing

The AUSA apparently does not feel comfortable with this order and has suggested a search warrant. Would you mind speaking to the AUSA directly.

I would think we could use a "search" or "seizure" warrant as long as we were careful on our verbage. I'll get the AUSA's contact info if you like.

Thanks,

---Original Message-----
My AUSA felt that we should get a search warrant since we didn't have any info that...

Can we use the same technology as part of a search warrant?

Hey just checking in.

Are we still planning on the...

Thanks,

I am on an and my boss has talked with you about (see below). We used your affidavit and sent it to our AUSA in They have been looking at it and I was told that I may be missing some statutory references. Have you guys ever gotten one of these through If yes, do you recall the AUSA's name? If they haven't, I am going to give them name and number so we can figure this thing out.

Thanks
Per our discussion, the "pen" order for using...
Attended is a copy of a DRAFT application and order to authorize. Also
is a DRAFT app/order for a combined Pen & 2703(d) order that incorporates authority for
use of as well as t

-----Original Message-----
From: (OGC) (FBI)
Sent: Monday, November 14, 2005
11:57 AM
To:
Cc:
Subject: RE:

UNCLASSIFIED
NON-RECORD

The attached includes some edits (use
document/reviwer to see changes).

PRIVILEGED DELIBERATIVE
DOCUMENT - NOT FOR DISCLOSURE
OUTSIDE THE FBI WITHOUT PRIOR
OGC APPROVAL

Assistant General Counsel
Science & Technology Law Unit
Engineering Research Facility
Bldg. 27958A Room A-207B
Quantico, Va. 22135
Tel: Fax:

SCIENCE & TECHNOLOGY LAW
UNIT - OFFICE OF THE GENERAL
COUNSEL

-----Original Message-----
From:
Sent: Monday, November 07,
2005 8:49 PM
To:
Cc:
We would like to make this document policy ASAP. This is our latest draft after provided some input earlier. Please provide legal guidance to ensure we have drafted an appropriate SOP for exigent circumstances.

-----Original Message-----

From: 

Sent: Tuesday, October 25, 2005 4:05 PM 

To:

Cc: 

Subject: 

UNCLASSIFIED NON-RECORD

Please review and provide feedback. We truly need to improve our response time to an "Exigent Circumstance" situation. I think an SOP would be a big help.

Thank you,
The emails below began when my AUSA thought.......

I foresee using this technology now that I know it exists. In the next couple weeks, I will probably use the PR/TT or a search warrant to use... I'll have my AUSA call you then to ensure that our order (or affidavit) is correct in referring to the technique.

Thanks for all of the info,

-----Original Message-----

I fully understand, however, Please do not misconstrue my dialog with you. I appreciate the legal concerns and want our office to fully comply. However, as you well know I have never felt comfortable with the Bureau's lack of guidance in this matter. This unofficial, non written SOP is extremely problematic.

I have never heard of this SOP. Can you shed light on this?

Thanks,

(OTD) (FBI)
From: (OGC) (FBI)
Sent: Friday, March 16, 2007 11:46 AM
To:
Cc:
Subject: RE:

---Original Message---

obviously my opinion is not necessarily shared by other attorneys, but

---Original Message---

I appreciate all your efforts in this matter. I truly see both arguments. However

Thanks again,

Please provide with the AUSA's name and phone number so they can work this matter out.

Thanks,
Attached is a sample for a PR/TT to use. I'm happy to speak with the AUSA.

Depending on the circumstances in which the [illegible] in this case will be most operationally effective.
Hey

I hope all is well. I previously provided □ with your pony Pen/2703D Order for utilizing. The AUSA apparently does not feel comfortable with this order and has suggested a search warrant. Would you mind speaking to the AUSA directly? I would think we could use a "search" or "seizure" warrant as long as we were careful on our verbage. I'll get the AUSA's contact info if you like.

Thanks,
Can we use the same technology as part of a search warrant?

Hey just checking in.

Are we still planning on the...

Thanks,

I am on and my boss has talked with you about (see below). We used your affidavit and sent it to our AUSA in They have been looking at it and I was told that I may be missing some statutory references. Have you guys ever gotten one of these through? If yes, do you recall the AUSA's name? If they haven't, I am going to give them name and number so we can figure this thing out.

Thanks
Per our discussion, the "pen" order for using __________ et al. to __________

---Original Message-----
From: ____________________________
Sent: Tuesday, January 30, 2007 3:02 PM
To: ____________________________
Cc: ____________________________
Subject: FW: ____________________________

UNCLASSIFIED
NON-RECORD

SSA

As per our phone conversation yesterday, the second
attachment would be the appropriate pony. This
document has been provided by __________ of OGC. Once
the "pen order" has been signed by the judge, please route it and the
______________ to your SAC and CDC __________ for
approval and then provide it to __________. Please place my name on
the __________ to SSA __________ knows to assign it to me. If
you provide me with the __________ I can __________ prior to
______________

I am assuming that your case agent has already subpoenaed
each of the __________ to see if your __________ Just checking!

Thanks,

---Original Message-----
From: ____________________________ (OGC) (FBI)
Sent: Monday, November 14, 2005 1:15 PM
To: ____________________________
Cc: ____________________________
Subject: RE: ____________________________

UNCLASSIFIED
NON-RECORD

Attached is a copy of a DRAFT application and order to
authorize __________ Also is a DRAFT app/order for
a combined Pen & 2703(d) order that incorporates authority for
use of __________ as well as to __________
To: 
Cc: 
Subject: RE: 

UNCLASSIFIED
NON-RECORD

The attached includes some edits (use document/reviewer to see changes).

PRIVILEGED DELIBERATIVE DOCUMENT - NOT FOR DISCLOSURE OUTSIDE THE FBI WITHOUT PRIOR OGC APPROVAL

Assistant General Counsel
Science & Technology Law Unit
Engineering Research Facility
Bldg. 27958A Room A-207B
Quantico. Va. 22135
Tel:  
Fax:

SCIENCE & TECHNOLOGY LAW UNIT - OFFICE OF THE GENERAL COUNSEL

-----Original Message-----
From: 
Sent: Monday, November 07, 2005 8:49 PM
To: 
Cc: 
Subject: FW:

UNCLASSIFIED
NON-RECORD

We would like to make this document policy ASAP. This is our latest draft after provided some input earlier. Please provide legal guidance to ensure we have drafted an appropriate SOP for exigent circumstances.

-----Original Message-----
From: 

CELL/OTD 000975
Please review and provide feedback. We truly need to improve our response time to an "Exigent Circumstance" situation. I think an SOP would be a big help.

Thank you,
Just returned to town and read your helpful messages. I got the faxed warrant information. Thank you so much. I will call the AUSA and get that done as soon as possible.

A few more notes:

1. The order is purely for [Redacted] nothing in the order should mention the [Redacted] That's not necessary. That's purely Bureau admin and a separate matter.

2. Costs for you. The first [Redacted] costs [Redacted] each subsequent [Redacted] is [Redacted] It used to be [Redacted] per [Redacted]

3. Research confirms that [Redacted]

Thanks,
To keep the ball rolling I have provisioned a

I however, do need you to complete a short EC to (as she mentions below) asking her to

She has done so already on good faith, but needs the paper trail.

Thanks,

P.S. I would recommend that you complete a (requesting possible) This way in the event that you need to

(Just complete the note on it that I am already supporting you on this matter; attach a copy of the Pen/2703 D order, and route through your SSA, ASAC/SAC, and SSA)

Just a humble suggestion.

-----Original Message-----

From:  
Sent: Friday, March 16, 2007 6:23 AM  
To:  
Subject: RE: Pen Register (CR-2)

Hi

there is no Case ID for Just so that I have a clear understanding, they are requesting pen register, trap and trace and If this is correct, please let me know and I will The line expires 5/12/07.

SA or SA I will need a short EC requesting this line be placed in the

Please e-mail or call on ext. 4221, the phone at my desk is not working.

Thanks,
Hello

I believe yesterday or "very recently" you went up on a Pen Register for_____. When you have a moment can you provide me with the______ so I can know______? Also please send to the______ so that we can have______ as well.

Thanks,