

~~TOP SECRET//COMINT//NOFORN,ORCON~~

SEMIANNUAL REPORT OF THE ATTORNEY GENERAL ON ELECTRONIC
SURVEILLANCE AND PHYSICAL SEARCH UNDER
THE FOREIGN INTELLIGENCE SURVEILLANCE ACT

Report for the Period from July 1, 2008 through December 31, 2008

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~~Classified by: David S. Kris, Assistant Attorney
General, NSD, DOJ
Reason: 1.4(c)
Declassify on: 29 December 2034~~

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SECTION 1: INTRODUCTION (U)

This report is submitted pursuant to Sections 108(a), 306, and 406, of the Foreign Intelligence Surveillance Act of 1978 (FISA or the Act), as amended, 50 U.S.C. §§ 1801-1812, 1821-1829, 1841-1846, 1861-1862, 1871, 1881-1881g, 1885-1885c. It includes information concerning electronic surveillance, physical searches, pen register/trap and trace surveillance, and requests for access to certain business records for foreign intelligence purposes conducted under the Act by the Federal Bureau of Investigation (FBI), the Central Intelligence Agency (CIA), and/or the National Security Agency (NSA) during the period **July 1, 2008 through December 31, 2008**.¹ Consistent with the Department of Justice's (DOJ's) efforts to keep Congress fully informed of FISA activities in a manner consistent with the national security, this report contains information beyond that required by the statutory provisions set forth above. In addition to submitting this semiannual report, the Intelligence Community and the Department provide supplemental information to the Congress concerning significant intelligence activities conducted under FISA. (TS)

[Redacted] Not pertinent/ Outside the scope of the request. [Redacted]

[Redacted]

[Redacted]

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Not pertinent/Outside the scope of the request. [Redacted]

[Redacted]

[Redacted]

[Redacted]

D. Emergency Electronic Surveillance or Physical Search (U)

During this reporting period, the Attorney General¹¹ authorized emergency electronic surveillance, physical search, and/or pen register/trap and trace surveillance pursuant to 50 U.S.C. §§ 1805(f), 1824(e), or 1843(a)-(b), (b) times.¹² These emergency authorizations resulted

[Redacted]

two (2) applications for pen register/trap and trace surveillance. Applications were filed with the FISC within the time limits set forth in FISA. The FISC approved all of the applications.

(S)

Not pertinent [Redacted]

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Not pertinent/Outside the scope of the request.



II. FBI and NSA Pen Register/Trap and Trace Surveillance (U)

During this reporting period, the United States filed **58** applications with the FISC seeking authorization for the FBI and/or the NSA to conduct pen register/trap and trace surveillance pursuant to 50 U.S.C. §§ 1841-1846, as amended. In these **58** applications, **27** United States persons were the targets of pen register/trap and trace surveillance. The FISC did not deny any applications during this reporting period. No orders authorizing pen register/trap and trace surveillance were modified by the FISC. ~~(S)~~

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C. Update to Incidents Reported in 07-1 (U)

Not pertinent/
Outside the scope
of the request.

[Redacted]

[Redacted]

Incident 07-1-16 (U)

b(1), b(7)(E)
[Redacted]
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b(1), b(7)(E)
[Redacted]

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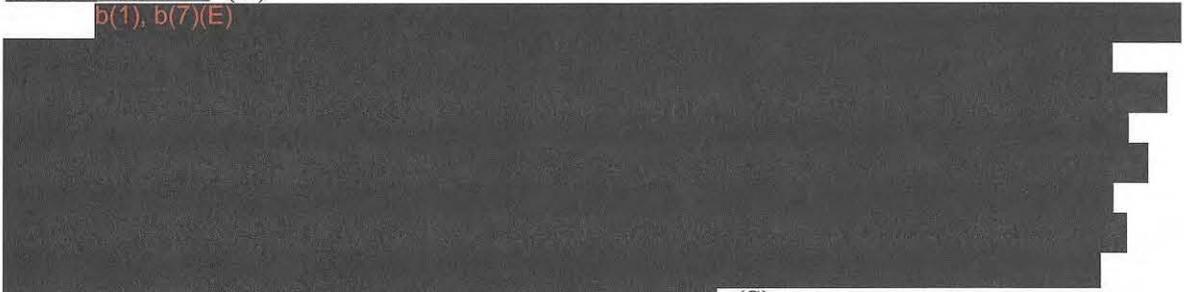
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Not pertinent/Outside the scope of the request.



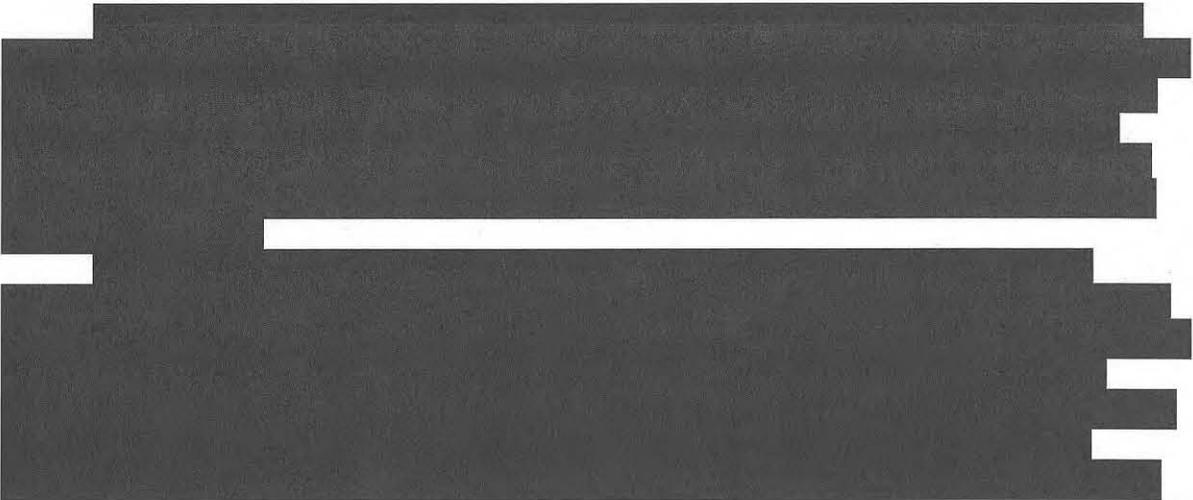
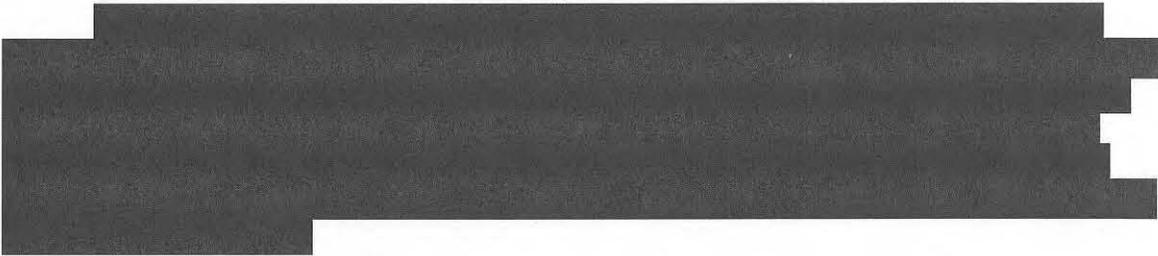
Incident 08-1-11 (U)

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



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Not pertinent/
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of the request.



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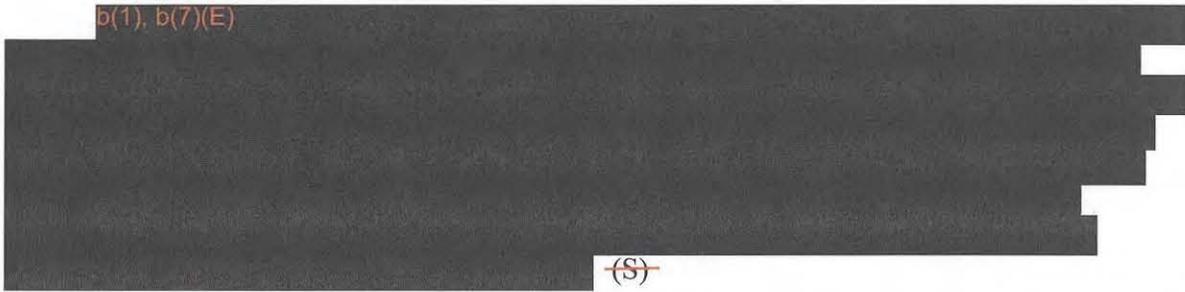
Incident 08-1-14 (U)

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



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



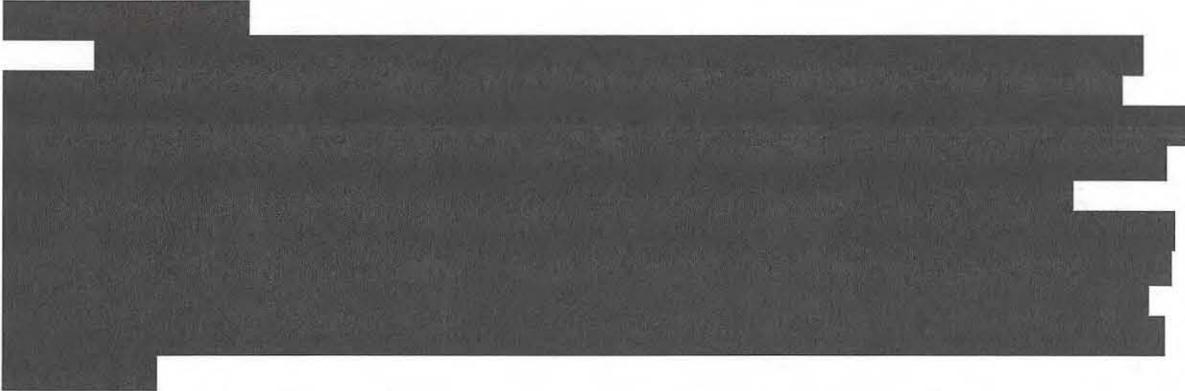
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b(1), b(7)(E)



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Not pertinent/Outside the scope of the request.



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