

[REDACTED]

From: [REDACTED]
Sent: Tuesday, January 20, 2009 1:05 PM
To: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD

We must also consider the DIOG which is being implemented into the new [REDACTED]

SSA [REDACTED]
Unit Chief

[REDACTED]

From: [REDACTED]
Sent: Tuesday, January 20, 2009 12:50 PM
To: [REDACTED]
Cc: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD

[REDACTED]

I've asked [REDACTED] for his views on this as well. I am only concerned with one sentence, the last of the second paragraph - [REDACTED]

[REDACTED]

b3
b5
b6
b7C
b7E

It is not clear to me what is intended here. Is this a piece of the prior sentence relating to [REDACTED]

[REDACTED]

[REDACTED]

Assistant General Counsel
[REDACTED]
Office of the General Counsel
Federal Bureau of Investigation

[REDACTED]

From: [REDACTED]

Sent: Tuesday, January 20, 2009 10:49 AM

To:

Subject:

UNCLASSIFIED
NON-RECORD

Can you take a look/give me a sanity check on this? From a CDC...
Thank you.

[REDACTED]

This weekend some issues came up and I wanted to make sure that I am giving the correct advise on the issue of [REDACTED]
[REDACTED] I am aware of no cases in the 6th Circuit that have used [REDACTED] that courts in other circuits
have used.

b3
b5
b6
b7C
b7E

Let me know if I am off base. Thanks.

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

[REDACTED]
From: [REDACTED]
Sent: Tuesday, January 20, 2009 1:04 PM
To: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD

You are correct. We do not need to go to [REDACTED] As for SAC, until the policy is approved which should be in the next few weeks it remains [REDACTED]

SSA [REDACTED]
Unit Chief

From: [REDACTED]
Sent: Tuesday, January 20, 2009 12:13 PM
To: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD

b3
b5
b6
b7C
b7E

[REDACTED]
Please review the CDC's synopsis of how [REDACTED] is authorized. Any comments? I think he has it wrong at the end of the second paragraph [REDACTED]
[REDACTED]

[REDACTED]
Assistant General Counsel
[REDACTED]
Office of the General Counsel
Federal Bureau of Investigation
[REDACTED]




From: [REDACTED]
Sent: Tuesday, January 20, 2009 10:49 AM
To: [REDACTED]
Subject: [REDACTED]

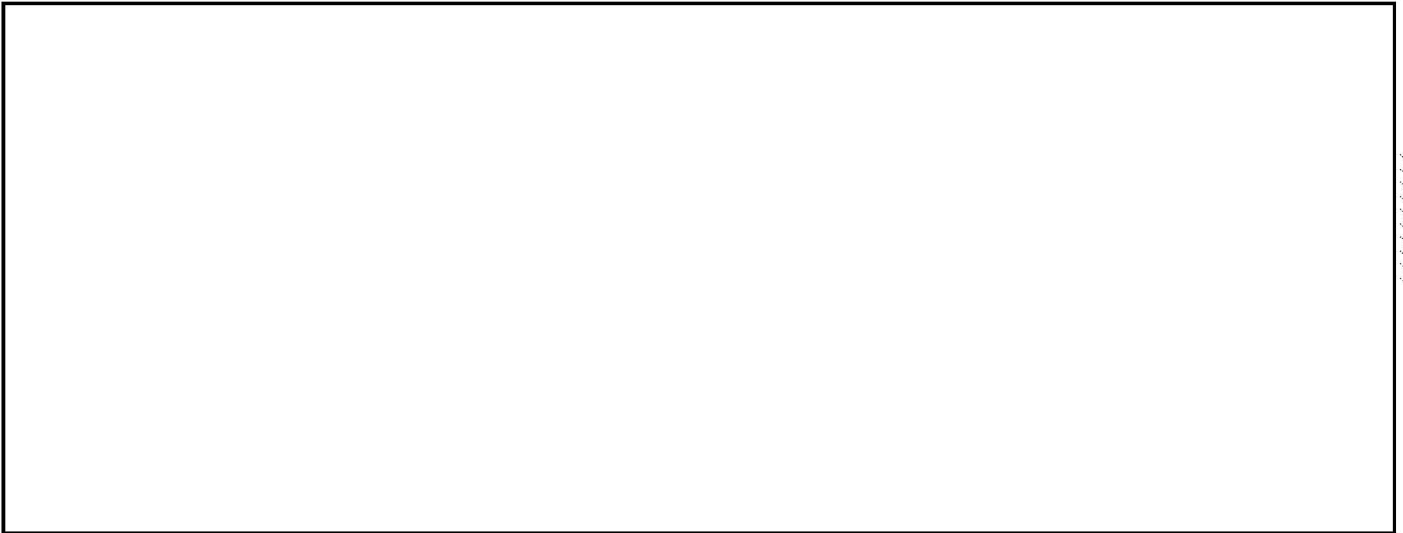
UNCLASSIFIED
NON-RECORD

Can you take a look/give me a sanity check on this? From a CDC...

Thank you.



This weekend some issues came up and I wanted to make sure that I am giving the correct advise on the issue of 
 I am aware of no cases in the 6th Circuit that have used the  that courts in other circuits
have used.



b3
b5
b6
b7C
b7E

Let me know if I am off base. Thanks.

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

[REDACTED]
From: [REDACTED]
Sent: Tuesday, January 20, 2009 12:50 PM
To: [REDACTED]
Cc: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD

[REDACTED]
I've asked [REDACTED] for his views on this as well. I am only concerned with one sentence, the last of the second paragraph [REDACTED]
[REDACTED]

It is not clear to me what is intended here. Is this a piece of the prior sentence relating to [REDACTED]
[REDACTED]

[REDACTED]
Assistant General Counsel
[REDACTED]
Office of the General Counsel
Federal Bureau of Investigation
[REDACTED]

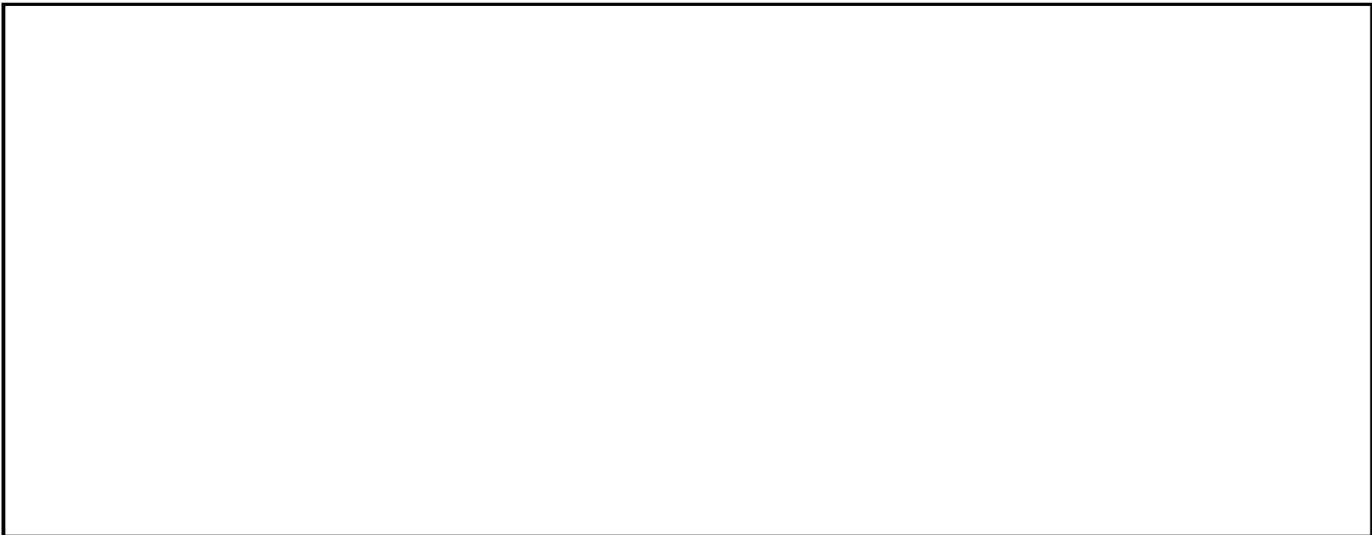
b3
b5
b6
b7C
b7E

From: [REDACTED]
Sent: Tuesday, January 20, 2009 10:49 AM
To: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD

Can you take a look/give me a sanity check on this? From a CDC...
Thank you.

[REDACTED]
This weekend some issues came up and I wanted to make sure that I am giving the correct advise on the issue of [REDACTED]
[REDACTED] I am aware of no cases in the 6th Circuit that have used the [REDACTED] that courts in other circuits have used.



b3
b5
b7E

Let me know if I am off base. Thanks.

UNCLASSIFIED

UNCLASSIFIED

[REDACTED]
From: [REDACTED]
Sent: Tuesday, January 20, 2009 10:49 AM
To: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD

Can you take a look/give me a sanity check on this? From a CDC...
Thank you.

[REDACTED]
This weekend some issues came up and I wanted to make sure that I am giving the correct advise on the issue of [REDACTED]
[REDACTED] I am aware of no cases in the 6th Circuit that have used the [REDACTED] that courts in other circuits
have used.

b3
b5
b6
b7C
b7E

Let me know if I am off base. Thanks.

UNCLASSIFIED

~~SECRET~~

DATE: 11-16-2012
CLASSIFIED BY 65179/dmh/stp/as
REASON: 1.4 (c)
DECLASSIFY ON: 11-16-2037

[Redacted]
From: [Redacted]
Sent: Tuesday, November 25, 2008 10:29 AM
To: [Redacted]
(U) Subject: [Redacted] ~~(S)~~ Re Cell Site [Redacted]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

~~SECRET~~
~~RECORD~~

[Redacted]
Assistant General Counsel

[Redacted]
Office of the General Counsel
Federal Bureau of Investigation

From: [Redacted]
Sent: Monday, November 24, 2008 10:01 AM
To: [Redacted]
Cc: [Redacted]
(U) Subject: RE: Final Draft [Redacted] ~~(S)~~

b1
b3
b6
b7C
b7E

~~SECRET~~
~~RECORD~~

(S)

[Redacted]
Assistant General Counsel
Office of General Counsel FBI

From: [Redacted]
Sent: Monday, November 24, 2008 9:48 AM
To: [Redacted]
Cc: [Redacted]
(U) Subject: RE: Final Draft [Redacted] ~~(S)~~

~~SECRET~~

~~SECRET~~
RECORD

(S)

From: [redacted]
Sent: Friday, November 21, 2008 5:37 PM
To: [redacted]

(U) Cc: [redacted]
Subject: RE: Final Draft [redacted] (S)

~~SECRET~~
RECORD

(S)

[redacted]
Assistant General Counsel
Office of General Counsel FBI

b1
b3
b6
b7C
b7E

From: [redacted]
Sent: Friday, November 21, 2008 5:35 PM
To: [redacted]

(U) Cc: [redacted]
Subject: RE: Final Draft [redacted] (S)

~~SECRET~~
RECORD

(S)

From: [redacted]
Sent: Friday, November 21, 2008 3:53 PM
To: [redacted]

~~SECRET~~

Cc: [redacted]
(U) **Subject:** RE: Final Draft - [redacted] (S)

~~SECRET~~
~~RECORD~~

(S) [redacted]

[redacted]
Assistant General Counsel
[redacted]
Office of General Counsel FBI
[redacted]

From: [redacted]
Sent: Friday, November 21, 2008 3:16 PM
To: [redacted]

Cc: [redacted]
(U) **Subject:** RE: Final Draft - [redacted] (S)

~~SECRET~~
~~RECORD~~

(S) [redacted]

b1
b3
b6
b7C
b7E

From: [redacted]
Sent: Friday, November 21, 2008 2:45 PM
To: [redacted]

Cc: [redacted]
(U) **Subject:** RE: Final Draft - [redacted] (S)

~~SECRET~~
~~RECORD~~

(S) [redacted]

[redacted]
Assistant General Counsel
[redacted]
Office of General Counsel FBI
[redacted]

From: [redacted]
Sent: Friday, November 21, 2008 10:01 AM

~~SECRET~~

~~SECRET~~

To: [redacted]

Cc: [redacted]

(U) Subject: RE: Final Draft - [redacted] (S)

~~SECRET~~
RECORD [redacted]

(S)

thanks,
[redacted]

From: [redacted]

Sent: Thursday, November 20, 2008 7:56 PM

To: [redacted]

(U) Cc: [redacted]
Subject: RE: Final Draft - [redacted] (S)

b1
b3
b6
b7C
b7E

~~SECRET~~
RECORD [redacted]

Having read the submission, I have a couple of questions and await OTD's technical review.

(S)

Otherwise great Thanks.

[redacted]
Assistant General Counsel

[redacted]
Office of General Counsel FBI

~~SECRET~~

~~SECRET~~

From: [redacted]
Sent: Thursday, November 20, 2008 6:28 PM

To: [redacted]
Cc: [redacted]

(U) Subject: Final Draft [redacted] (S)

~~SECRET~~
~~RECORD~~

Attached is the final draft of the [redacted] submission. It incorporates the edits that [redacted] sent to [redacted] yesterday (11/19/08) at 10:27 a.m.

(S)

[redacted] b1
b3
b6
b7C
b7E

Please review the entire draft carefully to make sure we correctly incorporated your comments and let us know if you have any questions or comments. Our current plan is to file the attached version with the [redacted] tomorrow (Friday) as an unsigned "read copy" (i.e., proposed final submission).

Thanks,

[redacted]

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~SECRET~~

~~DERIVED FROM: Multiple Sources
DECLASSIFY ON: 20331120
SECRET~~

~~DERIVED FROM: Multiple Sources
DECLASSIFY ON: 20331120
SECRET~~

~~DERIVED FROM: Multiple Sources
DECLASSIFY ON: 20331120
SECRET~~

~~DERIVED FROM: Multiple Sources
DECLASSIFY ON: 20331120
SECRET~~

~~DERIVED FROM: Multiple Sources
DECLASSIFY ON: 20331120
SECRET~~

~~DERIVED FROM: Multiple Sources
DECLASSIFY ON: 20331120
SECRET~~

~~SECRET~~

~~SECRET~~

DATE: 11-16-2012

CLASSIFIED BY 65179/dmh/stp/as

REASON: 1.4 (c)

DECLASSIFY ON: 11-16-2037

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

From: [REDACTED]

Sent:

Friday, November 21, 2008 3:38 PM

To: [REDACTED]

Cc: [REDACTED]

(U) Subject:

RE: Final Draft - [REDACTED] (S)

~~SECRET~~
RECORD [REDACTED]

(S)

Assistant General Counsel

Office of General Counsel FBI

From: [REDACTED]

Sent: Friday, November 21, 2008 3:16 PM

To: [REDACTED]

Cc: [REDACTED]

(U) Subject: RE: Final Draft - [REDACTED] (S)

b1
b3
b6
b7C
b7E

~~SECRET~~
RECORD [REDACTED]

(S)

From: [REDACTED]

Sent: Friday, November 21, 2008 2:52 PM

To: [REDACTED]

Cc: [REDACTED]

(U) Subject: RE: Final Draft - [REDACTED] (S)

~~SECRET~~

~~SECRET~~
RECORD

(S)

[redacted]
Section Chief
Science and Technology Law Office
Office of the General Counsel
[redacted]

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

From: [redacted]
Sent: Friday, November 21, 2008 2:45 PM
To: [redacted]
Cc: [redacted]
Subject: RE: Final Draft [redacted] (S)

(U)

~~SECRET~~
RECORD

b1
b3
b6
b7C
b7E

(S)

[redacted]
Assistant General Counsel
[redacted]
Office of General Counsel FBI
[redacted]

From: [redacted]
Sent: Friday, November 21, 2008 10:01 AM
To: [redacted]
Cc: [redacted]
Subject: RE: Final Draft [redacted] (S)

(U)

~~SECRET~~
RECORD

(S)

~~SECRET~~

(S)

thanks,

From: [redacted]

Sent: Thursday, November 20, 2008 7:56 PM

To: [redacted]

Cc: [redacted]

(U) Subject: RE: Final Draft [redacted]

~~(S)~~

~~SECRET~~

RECORD [redacted]

Having read the submission, I have a couple of questions and await OTD's technical review.

b1
b3
b6
b7C
b7E

(S)

Otherwise great Thanks.

[redacted]
Assistant General Counsel

[redacted]
Office of General Counsel FBI

From: [redacted]

Sent: Thursday, November 20, 2008 6:28 PM

To: [redacted]

Cc: [redacted]

(U) Subject: Final Draft [redacted]

~~(S)~~

~~SECRET~~

~~SECRET~~

~~SECRET~~
RECORD

Attached is the final draft of the [redacted]
yesterday (11/19/08) at 10:27 a.m.

It incorporates the edits that [redacted] sent to [redacted]

(S)

Please review the entire draft carefully to make sure we correctly incorporated your comments and let us know if you have any questions or comments. Our current plan is to file the attached version with the [redacted] tomorrow (Friday) as an unsigned "read copy" (i.e., proposed final submission).

b1
b3
b6
b7C
b7E

Thanks,



~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~SECRET~~

~~SECRET~~

~~DERIVED FROM: Multiple Sources~~

~~DECLASSIFY ON: 20331120~~

~~SECRET~~

~~SECRET~~

~~SECRET~~

DATE: 11-16-2012
CLASSIFIED BY 65179/dmh/stp/as
REASON: 1.4 (c)
DECLASSIFY ON: 11-16-2037

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

[Redacted]
From: [Redacted]
Sent: Friday, November 21, 2008 3:16 PM
To: [Redacted]

Cc: [Redacted]
(U) Subject: RE: Final Draft [Redacted] (S)

~~SECRET~~
RECORD [Redacted]

(S)

From: [Redacted]
Sent: Friday, November 21, 2008 2:52 PM
To: [Redacted]

Cc: [Redacted]
(U) Subject: RE: Final Draft [Redacted] (S)

b1
b3
b6
b7C
b7E

~~SECRET~~
RECORD [Redacted]

(S)

[Redacted]
Section Chief
Science and Technology Law Office
Office of the General Counsel
[Redacted]

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

From: [Redacted]
Sent: Friday, November 21, 2008 2:45 PM
To: [Redacted]

~~SECRET~~

Cc: [redacted]

(U) Subject: RE: Final Draft [redacted] (S)

~~SECRET~~
RECORD [redacted]

(S)

[redacted]
Assistant General Counsel

[redacted]
Office of General Counsel FBI

From: [redacted]

Sent: Friday, November 21, 2008 10:01 AM

To: [redacted]

Cc: [redacted]

(U) Subject: RE: Final Draft [redacted] (S)

~~SECRET~~
RECORD [redacted]

b1
b3
b6
b7C
b7E

(S)

thanks.
[redacted]

From: [redacted]

Sent: Thursday, November 20, 2008 7:56 PM

To: [redacted]

Cc: [redacted]

(U) Subject: RE: Final Draft [redacted] (S)

~~SECRET~~
RECORD [redacted]

~~SECRET~~

~~SECRET~~

Having read the submission, I have a couple of questions and await OTD's technical review.

(S)

Otherwise great Thanks.

[redacted]
Assistant General Counsel

[redacted]
Office of General Counsel FBI

From: [redacted]
Sent: Thursday, November 20, 2008 6:28 PM

To: [redacted]
Cc: [redacted]

(U) Subject: Final Draft [redacted] (S)

b1
b3
b6
b7C
b7E

~~SECRET~~
RECORD

Attached is the final draft of the [redacted] It incorporates the edits that [redacted] sent to [redacted] yesterday (11/19/08) at 10:27 a.m.

(S)

Please review the entire draft carefully to make sure we correctly incorporated your comments and let us know if you have any questions or comments. Our current plan is to file the attached version with the [redacted] tomorrow (Friday) as an unsigned "read copy" (i.e., proposed final submission).

Thanks,

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~SECRET~~

~~SECRET~~

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~SECRET~~

~~SECRET~~

DATE: 11-16-2012
CLASSIFIED BY 65179/dmh/stp/as
REASON: 1.4 (c)
DECLASSIFY ON: 11-16-2037

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

[Redacted]
From: [Redacted]
Sent: Friday, November 21, 2008 3:16 PM
To: [Redacted]

Cc: [Redacted]
(U) Subject: RE: Final Draft [Redacted] (S)

~~SECRET~~
RECORD [Redacted]

(S) [Redacted]

From: [Redacted]
Sent: Friday, November 21, 2008 2:45 PM
To: [Redacted]

Cc: [Redacted]
(U) Subject: RE: Final Draft [Redacted] (S)

~~SECRET~~
RECORD [Redacted]

(S) [Redacted]

[Redacted]
Assistant General Counsel
[Redacted]
Office of General Counsel FBI
[Redacted]

b1
b3
b6
b7C
b7E

From: [Redacted]
Sent: Friday, November 21, 2008 10:01 AM
To: [Redacted]

Cc: [Redacted]
(U) Subject: RE: Final Draft [Redacted] (S)

~~SECRET~~
RECORD [Redacted]

(S) [Redacted]

~~SECRET~~

(S)

thanks,

From: [redacted]

Sent: Thursday, November 20, 2008 7:56 PM

To: [redacted]

Cc: [redacted]

(U) Subject: RE: Final Draft - [redacted] (S)

~~SECRET~~
RECORD

Having read the submission, I have a couple of questions and await OTD's technical review:

(S)

b1
b3
b6
b7C
b7E

Otherwise great Thanks.

[redacted]
Assistant General Counsel

[redacted]
Office of General Counsel FBI

From: [redacted]

Sent: Thursday, November 20, 2008 6:28 PM

To: [redacted]

Cc: [redacted]

(U) Subject: Final Draft - [redacted] (S)

~~SECRET~~
RECORD

Attached is the final draft of the [redacted]
yesterday (11/19/08) at 10:27 am.

It incorporates the edits that [redacted] sent to [redacted]

~~SECRET~~

(S)

Please review the entire draft carefully to make sure we correctly incorporated your comments and let us know if you have any questions or comments. Our current plan is to file the attached version with the tomorrow (Friday) as an unsigned "read copy" (i.e., proposed final submission).

Thanks,



b1
b3
b6
b7C
b7E

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~DERIVED FROM: Multiple Sources~~
~~DECLASSIFY ON: 20331120~~
~~SECRET~~

~~SECRET~~

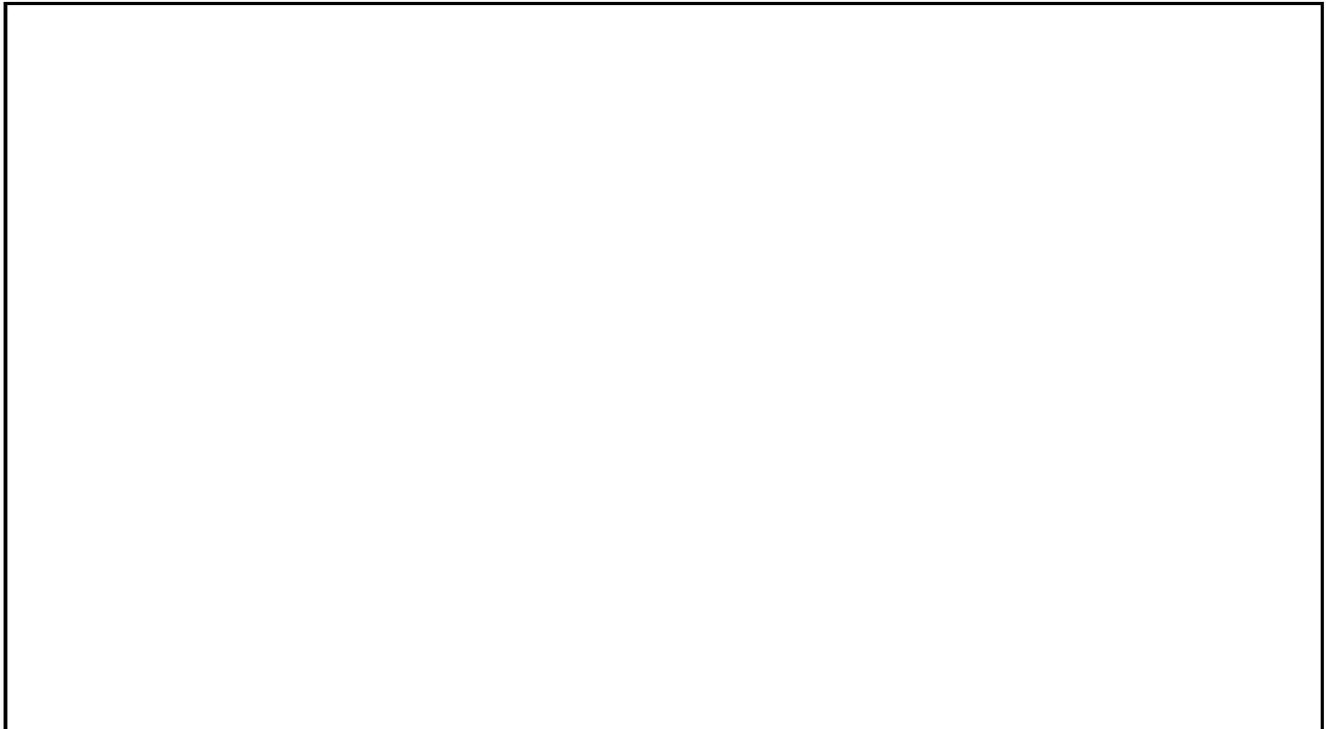
[REDACTED]

From: [REDACTED]
Sent: Monday, November 03, 2008 3:03 PM
To: FBI ALL CDCs
Cc: [REDACTED]
Subject: OGC Guidance Concerning Requests for Historical Cellular Telephone Location Information, GPS Triangulation and [REDACTED]

UNCLASSIFIED
NON-RECORD

This e-mail is being sent to all CDCs and ADCs,

A recent decision in the District Court for W.D. Pa. regarding the legal authority required to obtain historical cellular telephone location information has received widespread press coverage. Several CDC's have contacted us with questions. Because of the possibility that magistrate judges in your divisions may rely on this opinion, OGC provides the following guidance.



b3
b5
b6
b7C
b7E



DOJ's Final
emorandum of Law decision (WDPA).p...



Magistrate's



[Redacted]

[Redacted]

Gear

Please note that OGC continues to recommend that agents obtain [Redacted]

[Redacted]

b3
b5
b6
b7C
b7E

If you have any questions regarding the above, please let me know. AGC [Redacted] STLU, and AGC [Redacted] ILU, are also available to address any questions you may have.

[Redacted]

Section Chief
Science and Technology Law Office
Office of the General Counsel

[Redacted]

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

UNCLASSIFIED

[REDACTED]

From: [REDACTED]
Sent: Tuesday, October 28, 2008 10:53 AM
To: [REDACTED]
Cc:
Subject: FW: DRAFT: OGC Guidance Concerning Requests for Historical Cellular Telephone Location Information

UNCLASSIFIED
NON-RECORD

[REDACTED]

To follow up on your email from yesterday, I have attached a draft email re: historical cellular telephone location information and [REDACTED] I prepared the email for [REDACTED] to send to all CDCs and ADCs. As far as I know, it has not gone out yet and please do not share it with anyone until after [REDACTED] sends it out. It will also ultimately be uploaded to the STLU website.

[REDACTED]

Let me know if you have additional questions.

[REDACTED]

This e-mail is being sent to all CDCs and ADCs.

A recent decision from a District Court in the W.D. Pa. has received widespread press coverage. In the expectation that magistrate judges in your divisions may rely on this opinion, OGC provides the following guidance.

[REDACTED]

b3
b5
b6
b7C
b7E



DOJ's Final
emorandum of Law decision (WDPA).p...

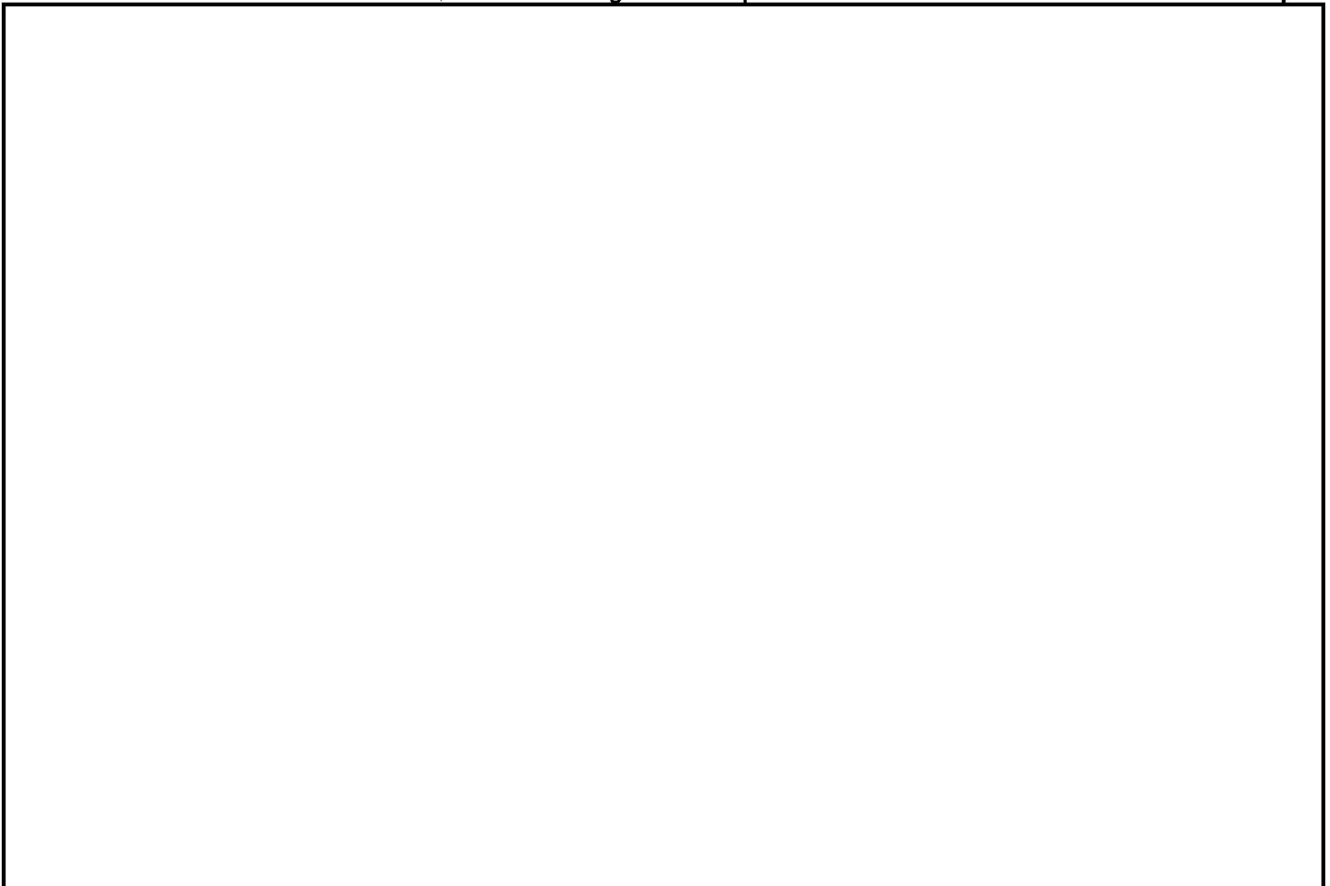


Magistrate's



Gear

Please note that OGC continues to recommend that agents obtain



b3
b5
b7E

Please let me know if you have any questions.

UNCLASSIFIED

UNCLASSIFIED

[REDACTED]

From: [REDACTED]
Sent: Thursday, October 16, 2008 8:21 AM
To: [REDACTED]
Subject: RE: [REDACTED]

UNCLASSIFIED
NON-RECORD

I am no expert on the [REDACTED] policy, yet I understood that only [REDACTED]

[REDACTED]

From: [REDACTED]
Sent: Wednesday, October 15, 2008 3:19 PM
To: [REDACTED]
Subject: RE: [REDACTED]

b3
b5
b6
b7C
b7E

UNCLASSIFIED
NON-RECORD

[REDACTED]

No, this does not reconcile with the research I have done [REDACTED]

[REDACTED]

[REDACTED] will be in tomorrow and she may have more information on the issue.

[REDACTED]

From: [redacted]
Sent: Wednesday, October 15, 2008 2:37 PM
To: [redacted]
Subject: RE: [redacted]

UNCLASSIFIED
NON-RECORD

[redacted]
Does this reconcile with what you have researched/worked on?

[redacted]
From: [redacted]
Sent: Wednesday, October 15, 2008 1:31 PM
To: [redacted]
Subject: FW: [redacted]

UNCLASSIFIED
NON-RECORD

This information, below, is a significant change if it is correct as this ruling dictates that [redacted]
[redacted]

Could you check on this or point me in the right direction and I will check for us??

[redacted]
Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation
[redacted]

b3
b5
b6
b7C
b7E

From: [redacted]
Sent: Wednesday, October 15, 2008 9:13 AM
To: [redacted]
Cc: [redacted]
Subject: RE: [redacted]

UNCLASSIFIED
NON-RECORD

[redacted]
I work with [redacted] I just wanted to let you know that the US attorneys office is stating that [redacted]
[redacted]

Thanks

[redacted]
SA [redacted]
[redacted]

From: [redacted]
Sent: Tuesday, October 14, 2008 2:09 PM
To: [redacted]
Subject: FW: [redacted]

UNCLASSIFIED
NON-RECORD

From: [redacted]
Sent: Tuesday, September 30, 2008 1:49 PM
To: [redacted]
Subject: RE: [redacted]

UNCLASSIFIED
NON-RECORD

Thanks. Looking forward to seeing your presentation. October is filling up but November is open for me.

b3
b6
b7C
b7E

[redacted]
Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation
[redacted]

From: [redacted]
Sent: Tuesday, September 30, 2008 1:17 PM
To: [redacted]
Subject: RE: [redacted]

UNCLASSIFIED
NON-RECORD

Actually we finalized them last week and burnt a new CD, but in light of the new decision out of PA, we have modified the presentation once again. We are teaching a class tonight and I will get with my partner and get you the newest version. Also, I did speak with our local Magistrate Judge regarding training in October. She recommended that we set the date(s) and they will try and get everyone there. So look at your calendar and come up with some dates that work for you in Oct/Nov.

From: [redacted]
Sent: Tuesday, September 30, 2008 9:25 AM
To: [redacted]

Subject: RE: [redacted]

UNCLASSIFIED
NON-RECORD

[redacted]

Did you ever finish this project? I would really like to see your slides.

[redacted]

Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation

[redacted]

b3
b6
b7C
b7E

From: [redacted]
Sent: Thursday, August 21, 2008 3:13 PM
To: [redacted]
Subject: [redacted]

UNCLASSIFIED
NON-RECORD

[redacted] just wanted to send you a quick email ref our conversation last night. I will send you via bumail a copy of our [redacted] presentation. I will try to include the teaching points that we use when talking about the slides (some of the slides are self explanatory, but others need explanation). As soon as we figure out how to marry those two up, I will send it out. I am looking into conducting training for the US Dist Ct and the US Attys office sometime in October. I will let you know if we get some possible dates. I would like to have you or someone from OCG give a short presentation regarding legal issues involving [redacted]

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

[REDACTED]

From: [REDACTED]
Sent: Wednesday, October 15, 2008 3:22 PM
To: [REDACTED]
Subject: RE: [REDACTED]

UNCLASSIFIED
NON-RECORD

Thanks. That's what I thought. Might be a miscommunication. Let's see what [REDACTED] says tomorrow and then we can figure out who/how to communicate this with the field and USAO.

From: [REDACTED]
Sent: Wednesday, October 15, 2008 3:19 PM
To: [REDACTED]
Subject: RE: [REDACTED]

UNCLASSIFIED
NON-RECORD

[REDACTED]

No, this does not reconcile with the research I have done on [REDACTED]

b3
b5
b6
b7C
b7E

[REDACTED] will be in tomorrow and she may have more information on the issue.

From: [REDACTED]
Sent: Wednesday, October 15, 2008 2:37 PM
To: [REDACTED]
Subject: RE: [REDACTED]

UNCLASSIFIED
NON-RECORD

[REDACTED]

Does this reconcile with what you have researched/worked on?

[redacted]
From: [redacted]
Sent: Wednesday, October 15, 2008 1:31 PM
To: [redacted]
Subject: FW: [redacted]

UNCLASSIFIED
NON-RECORD

This information, below, is a significant change if it is correct as this ruling dictates that [redacted]
[redacted]

Could you check on this or point me in the right direction and I will check for us??

[redacted]
Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation
[redacted]

From: [redacted]
Sent: Wednesday, October 15, 2008 9:13 AM
To: [redacted]
Cc: [redacted]
Subject: RE: [redacted]

b3
b5
b6
b7C
b7E

UNCLASSIFIED
NON-RECORD

[redacted]
I work with [redacted] I just wanted to let you know that the US attorneys office is stating that [redacted]
[redacted]

Thanks

[redacted]
SA [redacted]
[redacted]

From: [redacted]
Sent: Tuesday, October 14, 2008 2:00 PM
To: [redacted]

Subject: FW [redacted]

UNCLASSIFIED
NON-RECORD

From: [redacted]
Sent: Tuesday, September 30, 2008 1:49 PM
To: [redacted]
Subject: RE: [redacted]

UNCLASSIFIED
NON-RECORD

Thanks. Looking forward to seeing your presentation. October is filling up but November is open for me.

[redacted]
Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation

[redacted]

b3
b7E

From: [redacted]
Sent: Tuesday, September 30, 2008 1:17 PM
To: [redacted]
Subject: RE: [redacted]

UNCLASSIFIED
NON-RECORD

Actually we finalized them last week and burnt a new CD, but in light of the new decision out of PA, we have modified the presentation once again. We are teaching a class tonight and I will get with my partner and get you the newest version. Also, I did speak with our local Magistrate Judge regarding training in October. She recommended that we set the date(s) and they will try and get everyone there. So look at your calendar and come up with some dates that work for you in Oct/Nov.

From: [redacted]
Sent: Tuesday, September 30, 2008 9:25 AM
To: [redacted]
Subject: RE: [redacted]

UNCLASSIFIED
NON-RECORD

[redacted]

Did you ever finish this project? I would really like to see your slides.

[redacted]
Assistant General Counsel
Science and Technology Law Unit

Office of the General Counsel
Federal Bureau of Investigation

From: [REDACTED]
Sent: Thursday, August 21, 2008 3:13 PM
To: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD

b3
b6
b7C
b7E

[REDACTED] just wanted to send you a quick email ref our conversation last night. I will send you via bumail a copy of our [REDACTED] presentation. I will try to include the teaching points that we use when talking about the slides (some of the slides are self explanatory, but others need explanation). As soon as we figure out how to marry those two up, I will send it out. I am looking into conducting training for the US Dist Ct and the US Attys office sometime in October. I will let you know if we get some possible dates. I would like to have you or someone from OCG give a short presentation regarding legal issues involving [REDACTED]

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

[REDACTED]
From: [REDACTED]
Sent: Wednesday, October 15, 2008 3:19 PM
To: [REDACTED]
Subject: RE: [REDACTED]

UNCLASSIFIED
NON-RECORD

[REDACTED]
No, this does not reconcile with the research I have done on [REDACTED]
[REDACTED]

[REDACTED] will be in tomorrow and she may have more information on the issue.
[REDACTED]

b3
b5
b6
b7C
b7E

From: [REDACTED]
Sent: Wednesday, October 15, 2008 2:37 PM
To: [REDACTED]
Subject: RE: [REDACTED]

UNCLASSIFIED
NON-RECORD

[REDACTED]
Does this reconcile with what you have researched/worked on?
[REDACTED]

From: [REDACTED]
Sent: Wednesday, October 15, 2008 1:31 PM
To: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD

This information, below, is a significant change if it is correct as this ruling dictates that [REDACTED]

[REDACTED]

Could you check on this or point me in the right direction and I will check for us??

[REDACTED]

Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation

[REDACTED]

From: [REDACTED]
Sent: Wednesday, October 15, 2008 9:13 AM
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: [REDACTED]

UNCLASSIFIED
NON-RECORD

[REDACTED]

I work with [REDACTED] I just wanted to let you know that the US attorneys office is stating that [REDACTED]

b3
b5
b6
b7C
b7E

Thanks

[REDACTED]

SA [REDACTED]

[REDACTED]

From: [REDACTED]
Sent: Tuesday, October 14, 2008 2:09 PM
To: [REDACTED]
Subject: FW: [REDACTED]

UNCLASSIFIED
NON-RECORD

From: [REDACTED]
Sent: Tuesday, September 30, 2008 1:49 PM
To: [REDACTED]
Subject: RE: [REDACTED]

UNCLASSIFIED
NON-RECORD

Thanks. Looking forward to seeing your presentation. October is filling up but November is open for me.

[redacted]
Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation
[redacted]

From: [redacted]
Sent: Tuesday, September 30, 2008 1:17 PM
To: [redacted]
Subject: RE: [redacted]

UNCLASSIFIED
NON-RECORD

Actually we finalized them last week and burnt a new CD, but in light of the new decision out of PA, we have modified the presentation once again. We are teaching a class tonight and I will get with my partner and get you the newest version. Also, I did speak with our local Magistrate Judge regarding training in October. She recommended that we set the date(s) and they will try and get everyone there. So look at your calendar and come up with some dates that work for you in Oct/Nov.

From: [redacted]
Sent: Tuesday, September 30, 2008 9:25 AM
To: [redacted]
Subject: RE: [redacted]

b3
b6
b7C
b7E

UNCLASSIFIED
NON-RECORD

[redacted]
Did you ever finish this project? I would really like to see your slides.

[redacted]
Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation
[redacted]

From: [redacted]
Sent: Thursday, August 21, 2008 3:13 PM
To: [redacted]
Subject: [redacted]

UNCLASSIFIED
NON-RECORD

[] just wanted to send you a quick email ref our conversation last night. I will send you via bumail a copy of our [] presentation. I will try to include the teaching points that we use when talking about the slides (some of the slides are self explanatory, but others need explanation). As soon as we figure out how to marry those two up, I will send it out. I am looking into conducting training for the US Dist Ct and the US Attys office sometime in October. I will let you know if we get some possible dates. I would like to have you or someone from OCG give a short presentation regarding legal issues involving []

b3
b6
b7C
b7E

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

[REDACTED]
From: [REDACTED]
Sent: Wednesday, October 15, 2008 2:54 PM
To: [REDACTED]
Cc: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD

[REDACTED]
Thanks for taking the time to look into this. I re-read the e-mail from our US Attorney and just so I am not putting words in her mouth she stated [REDACTED]

Just wanted to pass this along as a trend that at least our US Attorneys office seems to be heading toward.

Thanks again

[REDACTED]
SA [REDACTED]
[REDACTED]

b3
b5
b6
b7C
b7E

From: [REDACTED]
Sent: Wednesday, October 15, 2008 1:27 PM
To: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD

[REDACTED]
I will have to send this up to OGC for additional information. I haven't heard this from any other source. Thanks.

[REDACTED]
Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation
[REDACTED]

From: [redacted]
Sent: Wednesday, October 15, 2008 9:13 AM
To: [redacted]
Cc: [redacted]
Subject: [redacted]

UNCLASSIFIED
NON-RECORD

[redacted]

I work with [redacted] I just wanted to let you know that the US attorneys office is stating that [redacted]

[redacted]

Thanks

[redacted]

SA [redacted]

[redacted]

From: [redacted]
Sent: Tuesday, October 14, 2008 2:09 PM
To: [redacted]
Subject: [redacted]

UNCLASSIFIED
NON-RECORD

b3
b5
b6
b7C
b7E

From: [redacted]
Sent: Tuesday, September 30, 2008 1:49 PM
To: [redacted]
Subject: [redacted]

UNCLASSIFIED
NON-RECORD

Thanks. Looking forward to seeing you presentation. October is filling up but November is open for me.

[redacted]

Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation

[redacted]

From: [redacted]
Sent: Tuesday, September 30, 2008 1:17 PM
To: [redacted]
Subject: [redacted]

UNCLASSIFIED
NON-RECORD

Actually we finalized them last week and burnt a new CD, but in light of the new decision out of PA, we have modified the presentation once again. We are teaching a class tonight and I will get with my partner and get you are newest version. Also, I did speak with our local Magistrate Judge regarding training in October. She recommended that we set the date(s) and they will try and get everyone there. So look at your calendar and come up with some dates that work for you in Oct/Nov.

From: [redacted]
Sent: Tuesday, September 30, 2008 9:25 AM
To: [redacted]
Subject: [redacted]

UNCLASSIFIED
NON-RECORD

[redacted]
Did you ever finish this project? I would really like to see your slides.

[redacted]
Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation
[redacted]

b3
b6
b7C
b7E

From: [redacted]
Sent: Thursday, August 21, 2008 3:13 PM
To: [redacted]
Subject: [redacted]

UNCLASSIFIED
NON-RECORD

[redacted] just wanted to send you a quick email ref our conversation last night. I will send you via bumail a copy of our [redacted] presentation. I will try to include the teaching points that we use when talking about the slides (some of the slides are self explanatory, but others need explanation). As soon as we figure out how to marry those two up, I will send it out. I am looking into conducting training for the US Dist Ct and the US Attys office sometime in October. I will let you know if we get some possible dates. I would like to have you or someone from OCG give a short presentation regarding legal issues involving [redacted]

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

[REDACTED]

From: [REDACTED]
Sent: Wednesday, October 15, 2008 2:37 PM
To: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD

[REDACTED]

Does this reconcile with what you have researched/worked on?

[REDACTED]

From: [REDACTED]
Sent: Wednesday, October 15, 2008 1:31 PM
To: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD

This information, below, is a significant change if it is correct as this ruling dictates that [REDACTED]

[REDACTED]

b3
b5
b6
b7C
b7E

Could you check on this or point me in the right direction and I will check for us??

[REDACTED]
Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation

[REDACTED]

From: [REDACTED]
Sent: Wednesday, October 15, 2008 9:13 AM
To: [REDACTED]
Cc: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD

[REDACTED]

I work with [REDACTED] I just wanted to let you know that the US attorneys office is stating that [REDACTED]

[REDACTED]

[REDACTED]

Thanks

[REDACTED]

SA [REDACTED]

[REDACTED]

From: [REDACTED]
Sent: Tuesday, October 14, 2008 2:09 PM
To: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD

From: [REDACTED]
Sent: Tuesday, September 30, 2008 1:49 PM
To: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD

b3
b5
b6
b7C
b7E

Thanks. Looking forward to seeing you presentation. October is filling up but November is open for me.

[REDACTED]
Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation

[REDACTED]

From: [REDACTED]
Sent: Tuesday, September 30, 2008 1:17 PM
To: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD

Actually we finalized them last week and burnt a new CD, but in light of the new decision out of PA, we have modified the presentation once again. We are teaching a class tonight and I will get with my partner and get you are newest version. Also, I did speak with our local Magistrate Judge regarding training in October. She recommended that we set the date(s) and they will try and get everyone there. So look at your calendar and come up with some dates that work for you in Oct/Nov.

From: [redacted]
Sent: Tuesday, September 30, 2008 9:25 AM
To: [redacted]
Subject: [redacted]

UNCLASSIFIED
NON-RECORD

[redacted]

Did you ever finish this project? I would really like to see your slides.

[redacted]

Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation

[redacted]

b3
b6
b7C
b7E

From: [redacted]
Sent: Thursday, August 21, 2008 3:13 PM
To: [redacted]
Subject: [redacted]

UNCLASSIFIED
NON-RECORD

[redacted] just wanted to send you a quick email ref our conversation last night. I will send you via burnail a copy of our [redacted] presentation. I will try to include the teaching points that we use when talking about the slides (some of the slides are self explanatory, but others need explanation). As soon as we figure out how to marry those two up, I will send it out. I am looking into conducting training for the US Dist Ct and the US Attys office sometime in October. I will let you know if we get some possible dates. I would like to have you or someone from OCG give a short presentation regarding legal issues involving [redacted]

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

[REDACTED]

From: [REDACTED]
Sent: Tuesday, September 30, 2008 9:38 AM
To: [REDACTED]
Subject: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

[REDACTED]
Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation
[REDACTED]

From: [REDACTED]
Sent: Thursday, September 04, 2008 11:41 AM
To: [REDACTED]
Subject: [REDACTED]

b3
b6
b7C
b7E

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Done. Take a look and let me know..

SSA [REDACTED]
Unit Chief
[REDACTED]

From: [REDACTED]
Sent: Thursday, September 04, 2008 11:24 AM
To: [REDACTED]
Subject: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Definitely as I've lost access to [REDACTED] and never had access to [REDACTED]

[REDACTED]
Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation
[REDACTED]

[Redacted]

From: [Redacted]
Sent: Thursday, September 04, 2008 11:18 AM
To: [Redacted]
Subject: [Redacted]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

I have a bunch of stuff. Would it help if I gave you access to the [Redacted] LEGAL folder I have??

SSA [Redacted]
Unit Chief

[Redacted]

From: [Redacted]
Sent: Thursday, September 04, 2008 11:16 AM
To: [Redacted]
Subject: [Redacted]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Thanks [Redacted] Very helpful.

[Redacted]
Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation

[Redacted]

From: [Redacted]
Sent: Thursday, September 04, 2008 10:07 AM
To: [Redacted]
Subject: [Redacted]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Does this help

SSA [Redacted]
Unit Chief

[Redacted]

b3
b6
b7C
b7E

From: [redacted]
Sent: Friday, October 05, 2007 11:08 AM
To: [redacted]
Cc: [redacted]
Subject: [redacted]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

[redacted]

I have argued to [redacted]

[redacted]

[redacted]

[redacted]

b3
b5
b6
b7C
b7E

[redacted] to better address this [redacted]

[redacted]

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

[REDACTED]
Assistant General Counsel
Science & Technology Law Unit
Engineering Research Facility
Bldg. 27958A Room A-207B
Quantico, Va. 22135
[REDACTED]

SCIENCE & TECHNOLOGY LAW UNIT

OFFICE OF THE GENERAL COUNSEL

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

From: [REDACTED]
Sent: Friday, October 05, 2007 10:20 AM
To: [REDACTED]
Subject: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

[REDACTED]
Is anybody working on language to incorporate the [REDACTED]

b3
b5
b6
b7C
b7E

Thank you for any assistance you can provide me would be gladly appreciated.

I've asked [REDACTED] to look into this matter too.

*P.S. [REDACTED] it was nice speaking to you. I was at ERF the week of 9/10-13/07, but [REDACTED]
[REDACTED] told me you were away.*

[REDACTED]



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

From: [redacted]
Sent: Wednesday, October 03, 2007 6:32 AM
To: [redacted]
Cc: [redacted]
Subject: [redacted]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD



Thanks for the information regarding [redacted]

Please review and let me know if there are any issues that I can address before it goes to [redacted] Thank you for your assistance.

SA [redacted]



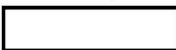
b3
b5
b6
b7C
b7E

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

From: [redacted]
Sent: Tuesday, October 02, 2007 10:48 AM
To: [redacted]
Subject: [redacted]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

[http://\[redacted\]/docs/Legal/\[redacted\]legal_march2007.ppt](http://[redacted]/docs/Legal/[redacted]legal_march2007.ppt)



Hope all is well. Please click on the link and go to Slide #31 of this Science and Technology Law Unit PowerPoint.
It should have the language you need.

Regards,



SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

[REDACTED]

From: [REDACTED]
Sent: Friday, September 12, 2008 4:09 PM
To: [REDACTED]
Subject: FW: Judge limits searches using cellphone data

UNCLASSIFIED
NON-RECORD

b6
b7C

From: [REDACTED]
Sent: Friday, September 12, 2008 3:54 PM
To: [REDACTED]
Cc: FBI_ALL CDCs
Subject: Judge limits searches using cellphone data

UNCLASSIFIED
NON-RECORD

Attached is the original court ruling from Feb 19, 2008. Wednesday's court ruling, which upheld the ruling in February, was only 3 pages.



original_cell_site_ruling.pdf

ABC News

Cops Need Warrant for Cellphone Location Data, Judge Rules

Ruling Deals Blow to Investigators

By RYAN SINGEL
Sept. 12, 2008—

The government cannot force your cellphone provider to turn over stored records about your location without proving to a judge there is probable cause you have violated the law, a federal district court ruled Wednesday.

The ruling from Judge Terrence McVerry of the Western Pennsylvania U.S. District Court deals a blow to investigators who have been getting cellphone location data on in the past simply by proving to a judge that the information would be relevant to an investigation. That's the same standard used to force a telephone company to reveal the name and address of a subscriber.

McVerry upheld a February decision written by five magistrate judges, who found that the government's request for historic cellphone location data for a person required a stricter standard. Little is known about how often investigators ask for such data, since the hearings are one-sided and the decisions are almost never published so as not to tip off the targets.

However, the ruling does not hold force across the country, and as the government's objection to the ruling noted, other judges have disagreed with the logic of protecting this data as if it were very sensitive.

The original decision(.pdf) found that "location information so broadly sought is extraordinarily personal and potentially sensitive; and that the ex parte nature of the proceedings, the comparatively low cost to the Government of the information requested, and the undetectable nature of a [cellular service provider]'s electronic transfer of such information, render these requests particularly vulnerable to abuse."

The government appealed, arguing the records only reveal a phone's location when it is actually used and that there's no constitutional right to have these stored records protected.

"Wireless carriers regularly generate and retain the records at issue, and because these records provide only a very general indication of a user's whereabouts at certain time in the past, the requested cell-site records do not implicate a Fourth Amendment privacy interest," the government wrote (.pdf).

But the friend-of-the-court brief (.pdf) from the Electronic Frontier Foundation and the Center for Democracy and Technology and others disagree -- arguing that law enforcement wants the data to pinpoint where a person was or is and that the data will only get more precise in the future.

"Law enforcement uses the fact that the suspect's phone contacted the cell tower nearest his home to infer he is home, nearest the narcotic's kingpin's house to infer that they are together, nearest the drop off point to argue that he was present when the contraband was delivered," the groups wrote. "One can also imagine that the government can ask for all the numbers that made calls through the tower nearest a political rally to infer that those callers attended the rally."

The distinction matters since generally speaking police officers don't need a warrant to plant a tracking device on a car, unless that vehicle goes onto private property. Tracking someone onto private property requires a warrant.

As for what the police need to prove to a judge in order to turn your cellphone into a tracking device -- that's a question that federal judges remain split on, despite the Justice Department's own recommendation that investigators get warrants based on probable cause.

Copyright © 2008 ABC News Internet Ventures

UNCLASSIFIED

UNCLASSIFIED

[REDACTED]

From: [REDACTED]
Sent: Thursday, September 04, 2008 11:41 AM
To: [REDACTED]
Subject: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Done. Take a look and let me know..

SSA [REDACTED]
Unit Chief

[REDACTED]

From: [REDACTED]
Sent: Thursday, September 04, 2008 11:24 AM
To: [REDACTED]
Subject: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Definitely as I've lost access to [REDACTED] and never had access to [REDACTED]

[REDACTED]
Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation

[REDACTED]

From: [REDACTED]
Sent: Thursday, September 04, 2008 11:18 AM
To: [REDACTED]
Subject: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

I have a bunch of stuff. Would it help if I gave you access to the [REDACTED] LEGAL folder I have??

SSA [REDACTED]
Unit Chief

[REDACTED]

b3
b6
b7C
b7E

From: [redacted]
Sent: Thursday, September 04, 2008 11:16 AM
To: [redacted]
Subject: [redacted]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Thanks [redacted] Very helpful.

[redacted]
Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation

[redacted]

From: [redacted]
Sent: Thursday, September 04, 2008 10:07 AM
To: [redacted]
Subject: [redacted]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Does this help

SSA [redacted]
Unit Chief

[redacted]

b3
b5
b6
b7C
b7E

From: [redacted]
Sent: Friday, October 05, 2007 11:08 AM
To: [redacted]
Cc: [redacted]
Subject: [redacted]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

[redacted]

I have argued to [redacted] that the current [redacted]

[redacted]

[redacted]



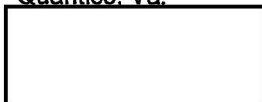
[redacted] to better address this [redacted]



b3
b5
b6
b7C
b7E

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

[redacted]
Assistant General Counsel
Science & Technology Law Unit
Engineering Research Facility
Bldg. 27958A Room A-207B
Quantico, Va. 22135



SCIENCE & TECHNOLOGY LAW UNIT

-

OFFICE OF THE GENERAL COUNSEL

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

From: [redacted]
Sent: Friday, October 05, 2007 10:20 AM
To: [redacted]
Subject: [redacted]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

[REDACTED]

Is anybody working on language to incorporate the

[REDACTED]

[REDACTED]

Thank you for any assistance you can provide me would be gladly appreciated.

I've asked [REDACTED] to look into this matter too.

*P.S. [REDACTED] it was nice speaking to you. I was at ERF the week of 9/10-13/07, but [REDACTED]
[REDACTED] told me you were away.*

b3
b5
b6
b7C
b7E

[REDACTED]

[REDACTED]

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

From: [REDACTED]
Sent: Wednesday, October 03, 2007 6:32 AM
To: [REDACTED]
Cc: [REDACTED]
Subject: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

[REDACTED]

Thanks for the information regarding [REDACTED]

Please review and let me know if there are any issues that I can address before it goes to [REDACTED] Thank you for your assistance.

SA [REDACTED]
[REDACTED]

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

From: [REDACTED]
Sent: Tuesday, October 02, 2007 10:48 AM
To: [REDACTED]
Subject: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

b3
b5
b6
b7C
b7E

[http://\[REDACTED\]/docs/Legal/\[REDACTED\]legal_march2007.ppt](http://[REDACTED]/docs/Legal/[REDACTED]legal_march2007.ppt)

[REDACTED]
Hope all is well. Please click on the link and go to Slide #31 of this Science and Technology Law Unit PowerPoint.
It should have the language you need.

Regards,
[REDACTED]

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

[REDACTED]

From: [REDACTED]
Sent: Thursday, September 04, 2008 10:07 AM
To: [REDACTED]
Subject: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Does this help

SSA [REDACTED]
Unit Chief

[REDACTED]

From: [REDACTED]
Sent: Friday, October 05, 2007 11:08 AM
To: [REDACTED]
Cc: [REDACTED]
Subject: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

[REDACTED]

I have argued to [REDACTED] that the current [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

b3
b5
b6
b7C
b7E

[Redacted]

[Redacted] to better address this [Redacted]
[Redacted]

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

[Redacted]
Assistant General Counsel
Science & Technology Law Unit
Engineering Research Facility
Bldg. 27958A Room A-207B
Quantico, Va. 22135

[Redacted]

b3
b5
b6
b7C
b7E

SCIENCE & TECHNOLOGY LAW UNIT - OFFICE OF THE GENERAL COUNSEL

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

From: [Redacted]
Sent: Friday, October 05, 2007 10:20 AM
To: [Redacted]
Subject: [Redacted]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

[Redacted]

Is anybody working on lanquage to incorporate the [Redacted]

[Redacted]

[Redacted]

[Redacted]

Thank you for any assistance you can provide me would be gladly appreciated.

I've asked [Redacted] to look into this matter too.

*P.S. [Redacted] it was nice speaking to you. I was at ERF the week of 9/10-13/07, but [Redacted]
[Redacted] told me you were away.*

[Redacted]
[Redacted]

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

From: [Redacted]
Sent: Wednesday, October 03, 2007 6:32 AM
To: [Redacted]
Cc: [Redacted]
Subject: [Redacted]

b3
b5
b6
b7C
b7E

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

[Redacted]

Thanks for the information regarding [Redacted]

[Redacted]

Please review and let me know if there are any issues that I can address before it goes to [Redacted] Thank you for your assistance.

SA [Redacted]

[Redacted]

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

From: [Redacted]
Sent: Tuesday, October 02, 2007 10:48 AM
To: [Redacted]
Subject: [Redacted]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

[http://\[redacted\]/docs/Legal/\[redacted\]legal_march2007.ppt](http://[redacted]/docs/Legal/[redacted]legal_march2007.ppt)

[redacted]

Hope all is well. Please click on the link and go to Slide #31 of this Science and Technology Law Unit PowerPoint.
It should have the language you need.

Regards,

[redacted]

b3
b6
b7C
b7E

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

[REDACTED]

From:
Sent:
To:
Subject:

[REDACTED]
Friday, April 04, 2008 3:11 PM
[REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

[REDACTED]

Before I address the question from the e-mail I have a couple of comments on the EC. First, I'm not sure it is a good idea to put all of the discussion on [REDACTED]

Now to the e-mail. I haven't seen anything addressing this particular issue. Here is how I would analyze it. [REDACTED]

b3
b5
b6
b7C
b7E

[REDACTED]

Assistant General Counsel
Science and Technology Law Unit

From:
Sent:
To:
Subject:

[REDACTED]
Thursday, April 03, 2008 5:29 PM
[REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Any thoughts on the second question asked in this email?

From: [redacted]
Sent: Wednesday, April 02, 2008 11:48 AM
To: [redacted]
Subject: [redacted]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

b3
b5
b6
b7C
b7E

[redacted]

Attached is a draft monthly training EC to advise [redacted] personnel on the law surrounding the use of [redacted] technology. Could you or one of your unit members review it to make sure I'm not saying anything incorrect.

[redacted]

<< File: Mar08.wpd >>

[redacted]

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

[REDACTED]

From: [REDACTED]
Sent: Thursday, April 03, 2008 5:29 PM
To: [REDACTED]
Subject: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Any thoughts on the second question asked in this email?

From: [REDACTED]
Sent: Wednesday, April 02, 2008 11:48 AM
To: [REDACTED]
Subject: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

b3
b5
b6
b7C
b7E

[REDACTED]

Attached is a draft monthly training EC to advise [REDACTED] personnel on the law surrounding the use of [REDACTED] technology. Could you or one of your unit members review it to make sure I'm not saying anything incorrect.

[REDACTED]



Mar08.wpd



SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

[REDACTED]
From: [REDACTED]
Sent: Wednesday, October 24, 2007 10:13 AM
To: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD

[REDACTED]
Acting Unit Chief
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation
[REDACTED]

-----Original Message-----
From: [REDACTED]
Sent: Tuesday, October 23, 2007 4:39 PM
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: [REDACTED]

UNCLASSIFIED
NON-RECORD

b3
b5
b6
b7C
b7E

[REDACTED]
Sorry for the delay in responding, I was unexpectedly out of the office for a couple of weeks for family reasons.

As noted in the attached emails [REDACTED]
[REDACTED]

[REDACTED] may be able to provide any update on this issue.

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

[REDACTED]
Office of Integrity and Compliance
JEH 7646
[REDACTED]

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

From: [REDACTED]
Sent: Tuesday, October 16, 2007 4:54 PM
To: [REDACTED]
Subject:

UNCLASSIFIED
NON-RECORD

[REDACTED]

Sorry to keep bothering you. The guys at [REDACTED] referred me to you.

b3
b5
b6
b7C
b7E

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

[REDACTED]
From:
Sent:
To:

[REDACTED]
Friday, August 24, 2007 3:20 PM

Cc:

Subject:

RE: [REDACTED] Legal Guidance

Importance:

High

UNCLASSIFIED
NON-RECORD

Thanks, [REDACTED] those are all good (hopefully useful) links.

[REDACTED] I hope your meeting went well, sorry for the delay in getting back to you. As to your questions:

b3
b5
b6
b7C
b7E

[http://\[REDACTED\].legal.cfm](http://[REDACTED].legal.cfm)

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

[REDACTED]
Assistant General Counsel
Science & Technology Law Unit
Engineering Research Facility
Bldg. 27958A Room A-207B
Quantico, Va. 22135
[REDACTED]

SCIENCE & TECHNOLOGY LAW UNIT - OFFICE OF THE GENERAL COUNSEL

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

From: [REDACTED]
Sent: Thursday, August 23, 2007 10:31 AM
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: [REDACTED] Legal Guidance

UNCLASSIFIED
NON-RECORD

According to [REDACTED]

[REDACTED]

b3
b5
b6
b7C
b7E

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

[REDACTED] Assistant General Counsel, OGC STLU - [REDACTED]
[REDACTED]

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

From: [REDACTED]
Sent: Thursday, August 23, 2007 9:06 AM
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: [REDACTED] Legal Guidance

UNCLASSIFIED
NON-RECORD

Sorry, not me.

[REDACTED]
Assistant General Counsel
Science and Technology Law Unit
[REDACTED]

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

From: [REDACTED]
Sent: Wednesday, August 22, 2007 7:07 PM
To: [REDACTED]
Cc: [REDACTED]
Subject: FW: [REDACTED] Legal Guidance
Importance: High

UNCLASSIFIED
NON-RECORD

Do any of you have any thoughts on the below or prior experience with these issues, in [REDACTED] absence?

[REDACTED]
Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
[REDACTED]

b3
b6
b7C
b7E

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

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

From: [REDACTED]
Sent: Wednesday, August 22, 2007 5:25 PM
To: [REDACTED]
Subject: RE: [REDACTED] Legal Guidance

UNCLASSIFIED
NON-RECORD

Thank you!

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

From: [REDACTED]
Sent: Wednesday, August 22, 2007 1:54 PM
To: [REDACTED]
Subject: RE: [REDACTED] Legal Guidance

UNCLASSIFIED
NON-RECORD

Running into more meetings....will take a look later this afternoon and hope to get back to you soon,
hopefully by tomorrow morning.

[redacted]
Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
[redacted]

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

-----Original Message-----
From: [redacted]
Sent: Wednesday, August 22, 2007 1:55 PM
To: [redacted]
Subject: FW: [redacted] Legal Guidance

UNCLASSIFIED
NON-RECORD

[redacted]
I sent the below message to [redacted] for some legal assistance, but got her "out of office" reply. Would you have time to address these questions?

Thanks,

[redacted]
-----Original Message-----
From: [redacted]
Sent: Wednesday, August 22, 2007 12:53 PM
To: [redacted]
Cc: [redacted]
Subject: [redacted] Legal Guidance

b3
b5
b6
b7C
b7E

UNCLASSIFIED
NON-RECORD

[redacted]
I am working with our USA office here in the [redacted] to formulate court order language the Magistrates can live with when we intend [redacted]
[redacted] We have a meeting tomorrow morning to further discuss some of the hurdles, and the AUSA with whom I am working has asked me to solicit your input on these questions:

[Large redacted area]

Your input is appreciated.

SA

b6
b7c

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

[REDACTED]

From: [REDACTED]
Sent: Wednesday, January 11, 2006 1:02 PM
To: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD

Sorry ----Too many [REDACTED]
-----Original Message-----

From: [REDACTED]
Sent: Wednesday, January 11, 2006 12:59 PM
To: [REDACTED]
Cc: [REDACTED]
Subject: [REDACTED]

UNCLASSIFIED
NON-RECORD



b3
b5
b6
b7C
b7E

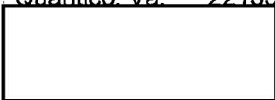
Once again the [REDACTED]

[REDACTED]

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

[REDACTED]
Assistant General Counsel
Science & Technology Law Unit

Engineering Research Facility
Bldg. 27958A Room A-207B
Quantico, Va. 22135



b6
b7c

SCIENCE & TECHNOLOGY LAW UNIT - OFFICE OF THE GENERAL COUNSEL

UNCLASSIFIED

UNCLASSIFIED

[REDACTED]

From:

Sent:

[REDACTED]
Thursday, January 05, 2006 10:30 AM

To:

FBI ALL CDCs: FBI ALL EO [REDACTED]

Cc:

Subject:

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Attached is a revised sample [REDACTED]
(attached below) [REDACTED]

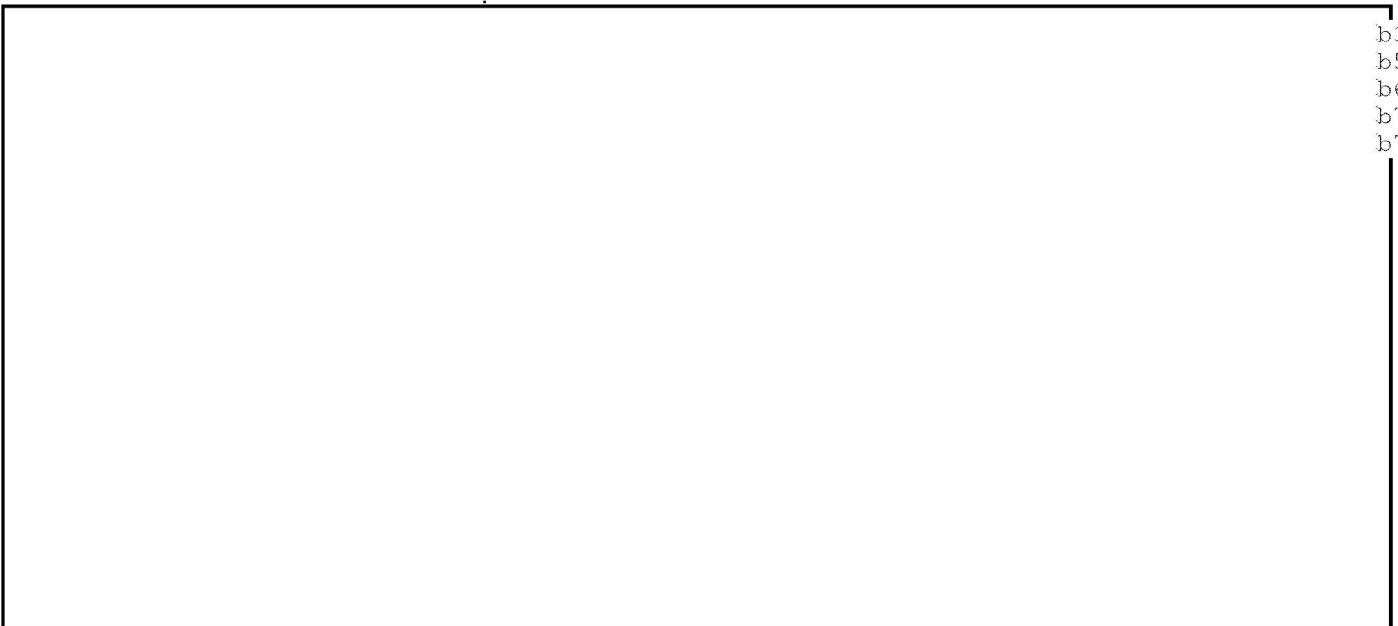
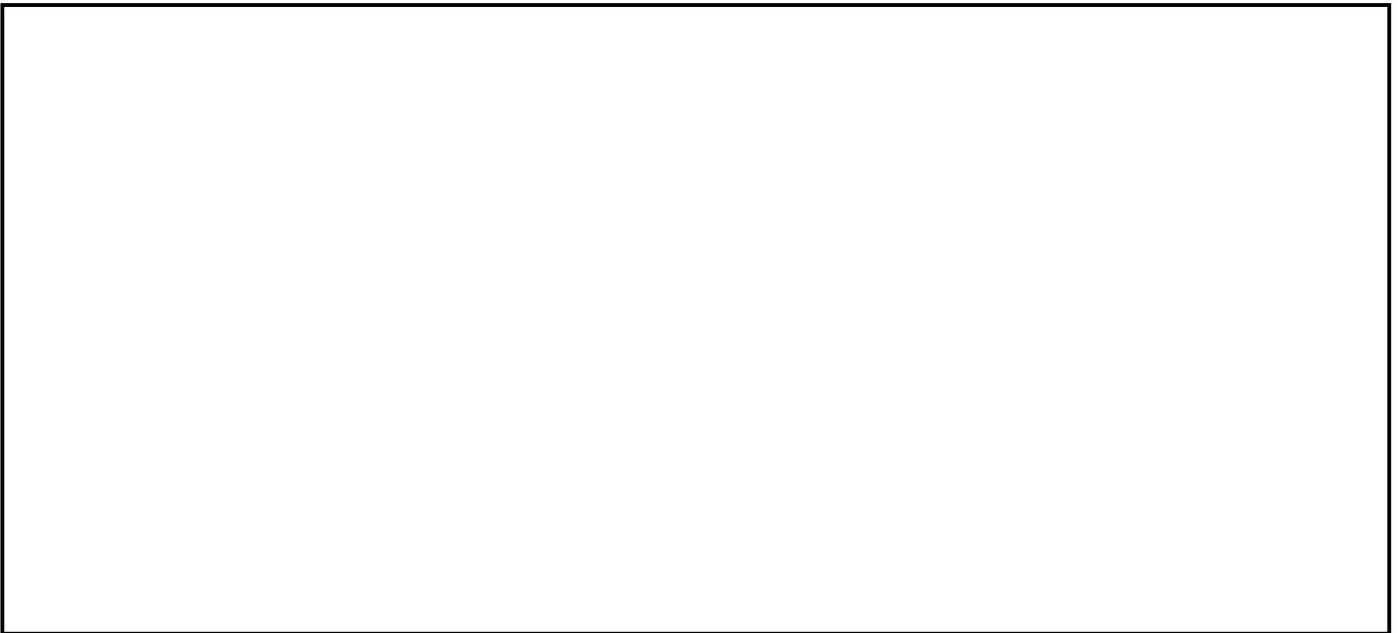


[REDACTED]

Recall that that [REDACTED]

b3
b5
b6
b7C
b7E

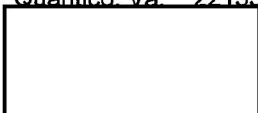




b3
b5
b6
b7C
b7E



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



SCIENCE & TECHNOLOGY LAW UNIT - OFFICE OF THE GENERAL COUNSEL

SENSITIVE BUT UNCLASSIFIED

[REDACTED]

From:
Sent:
To:
Cc:

[REDACTED]
Friday, December 23, 2005 12:21 PM
[REDACTED] FBI ALL CDCs

Subject:
Attachments:

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

In brief, [REDACTED]
[REDACTED]

b3
b5
b6
b7C
b7E

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

From: [REDACTED]

Sent: Thursday, December 22, 2005 11:14 AM
To: [REDACTED] FBI ALL CDCs
Cc: [REDACTED]

Subject: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

The latest decision on compelling disclosure [REDACTED]

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

From: [REDACTED]
Sent: Thursday, September 01, 2005 9:36 AM
To: FBI_ALL CDCs
Subject: [REDACTED]

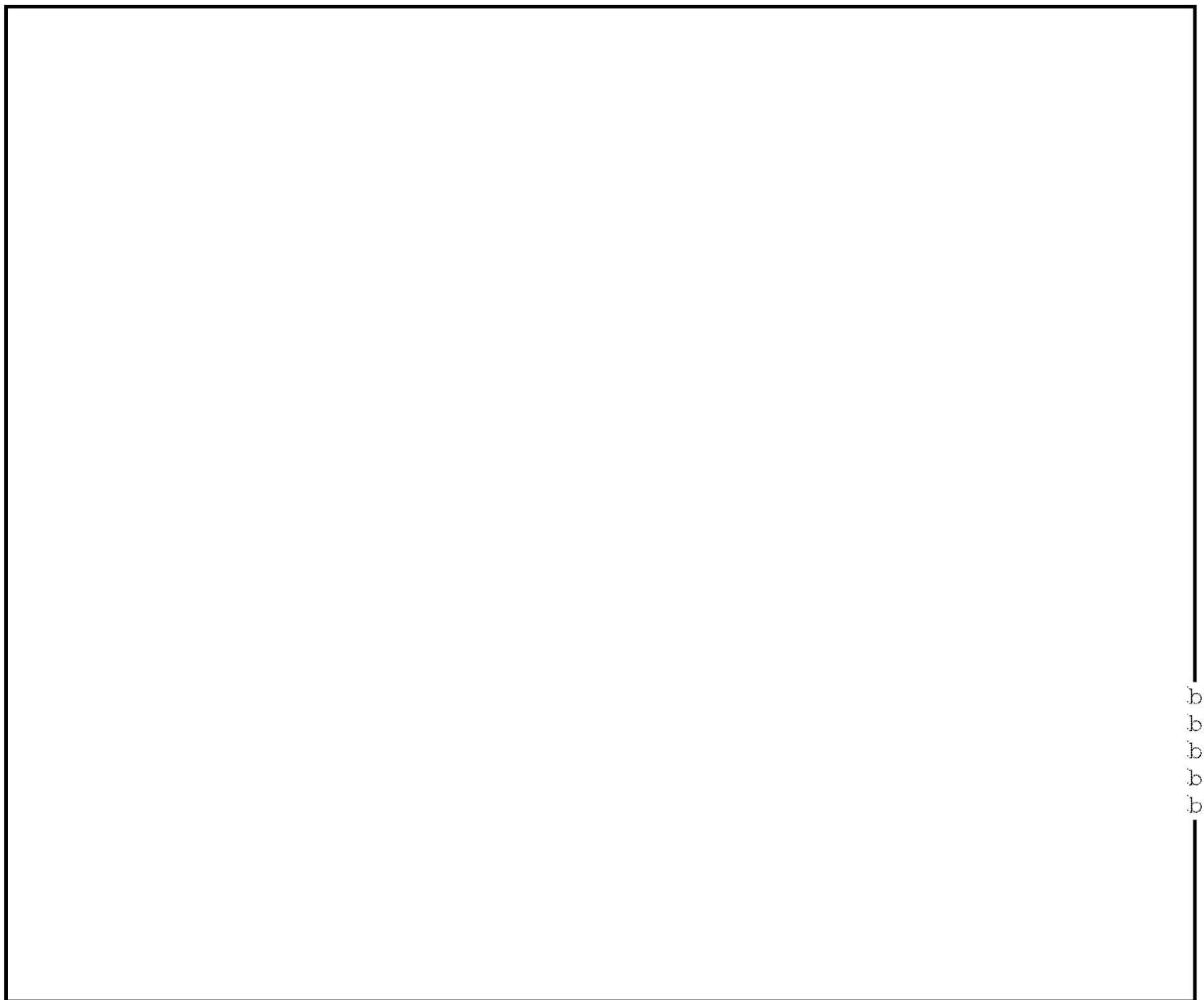
SENSITIVE BUT UNCLASSIFIED
NON-RECORD

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

There is a rapidly growing trend among magistrate judges throughout the nation [REDACTED]


[REDACTED]

b3
b5
b6
b7C
b7E



b3
b5
b6
b7C
b7E

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



SCIENCE & TECHNOLOGY LAW UNIT - OFFICE OF THE GENERAL COUNSEL

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

[REDACTED]

From: [REDACTED]
Sent: Thursday, December 22, 2005 11:14 AM
To: [REDACTED] FBI ALL CDCs
Cc: [REDACTED]

Subject: [REDACTED]
Attachments: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

The latest decision on compelling disclosure [REDACTED]

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

From: [REDACTED]
Sent: Thursday, September 01, 2005 9:36 AM
To: FBI ALL CDCs
Subject: [REDACTED]

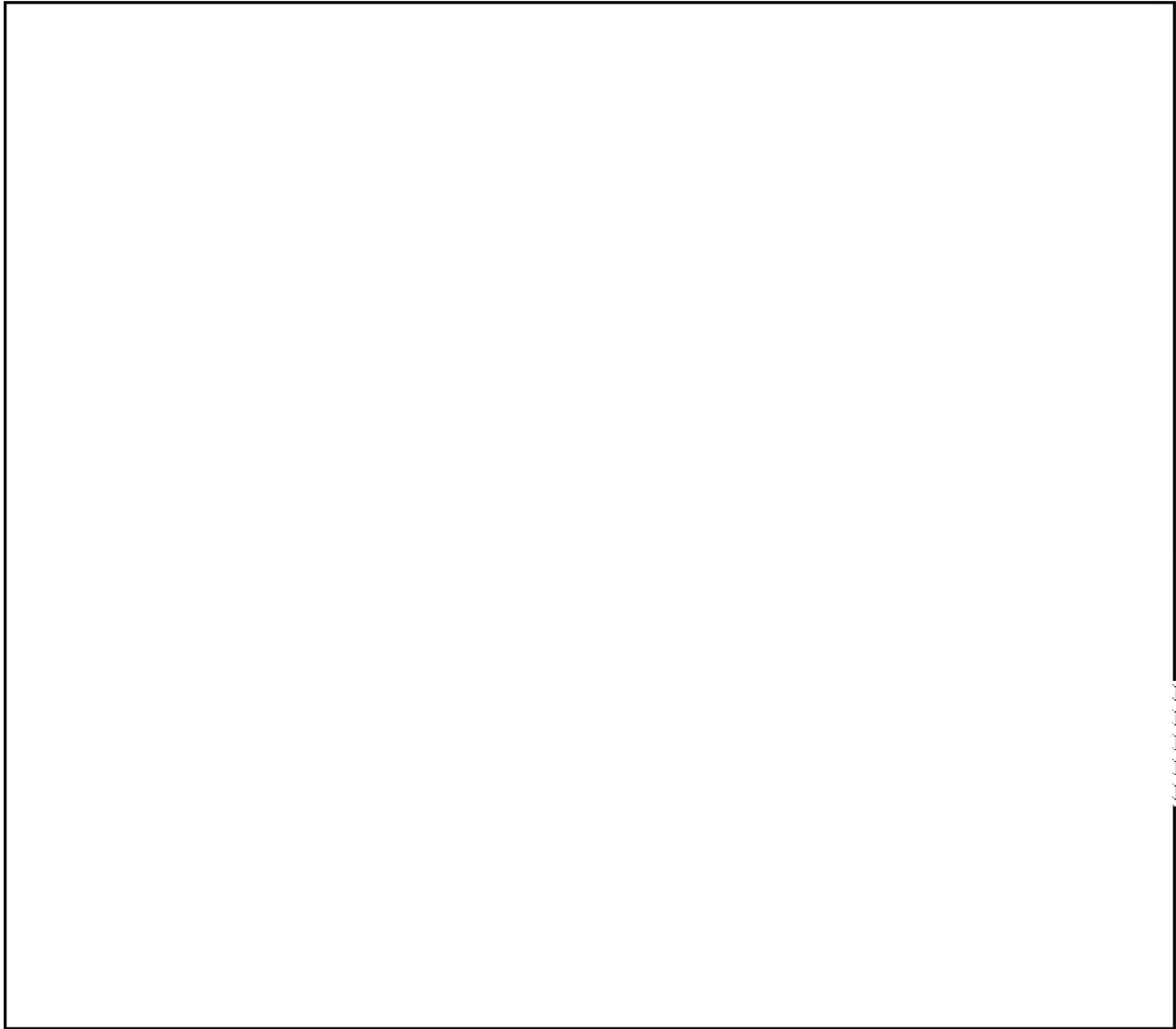
SENSITIVE BUT UNCLASSIFIED
NON-RECORD

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

There is a rapidly growing trend among magistrate judges throughout the nation [REDACTED]


[REDACTED]

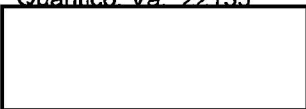
b3
b5
b6
b7C
b7E



b3
b5
b6
b7C
b7E

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



SCIENCE & TECHNOLOGY LAW UNIT - OFFICE OF THE GENERAL COUNSEL

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

[REDACTED]

From: [REDACTED]
Sent: Wednesday, October 26, 2005 2:46 PM
To: FBI_ALL CDCs
Cc: HQ_DIV09_STLU
Subject: [REDACTED]
Attachments: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Here's the [REDACTED] opinion

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

From: [REDACTED]
Sent: Wednesday, October 26, 2005 1:30 PM
To: FBI_ALL CDCs
Cc: HQ_DIV09_STLU
Subject: RE [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

To Update you on the status of current litigation on the authority to [REDACTED]

b3
b5
b6
b7C
b7E

b3
b5
b6
b7C
b7E

Please keep us apprised of developments in your district.

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

[REDACTED]
Assistant General Counsel
Science & Technology Law Unit
Engineering Research Facility
Bldg. 27958A Room A-207B
Quantico, Va. 22135

[REDACTED]
SCIENCE & TECHNOLOGY LAW UNIT - OFFICE OF THE GENERAL COUNSEL

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


From: [REDACTED]
Sent: Thursday, September 01, 2005 9:36 AM
To: FBI_ALL CDCs
Subject: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD



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

b3
b5
b6
b7C
b7E


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



SCIENCE & TECHNOLOGY LAW UNIT - OFFICE OF THE GENERAL COUNSEL

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

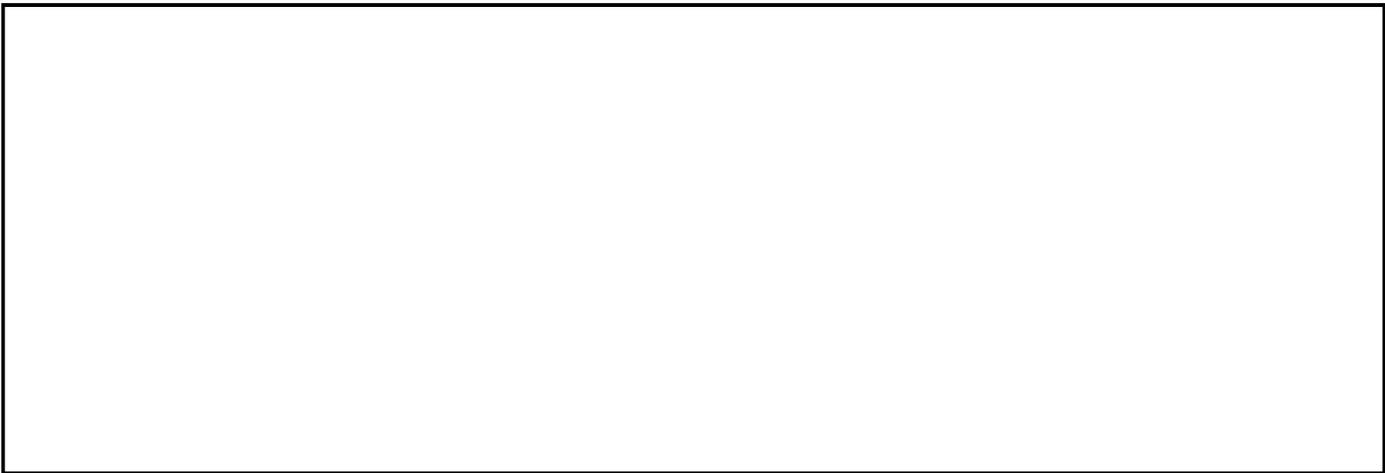
[REDACTED]

From: [REDACTED]
Sent: Wednesday, October 26, 2005 1:30 PM
To: FBI_ALL CDCs
Cc: HQ_DIV09_STLU
Subject: [REDACTED]
Attachments: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

To Update you on the status of current litigation on the authority to [REDACTED]
[REDACTED]

b3
b5
b6
b7C
b7E



Please keep us apprised of developments in your district.

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

[Redacted]
Assistant General Counsel
Science & Technology Law Unit
Engineering Research Facility
Bldg. 27958A Room A-207B
Quantico Va 22135



SCIENCE & TECHNOLOGY LAW UNIT - OFFICE OF THE GENERAL COUNSEL

b3
b5
b6
b7C
b7E

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

From: [Redacted]
Sent: Thursday, September 01, 2005 9:36 AM
To: FBI ALL CDCs
Subject: [Redacted]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

There is a rapidly growing trend among magistrate judges throughout the nation [Redacted]



Science & Technology Law Unit
Engineering Research Facility
Bldg. 27958A Room A-207B
Quantico, Va. 22135



b6
b7c

SCIENCE & TECHNOLOGY LAW UNIT - OFFICE OF THE GENERAL COUNSEL

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

[REDACTED]

From: [REDACTED]
Sent: Tuesday, September 20, 2005 10:12 AM
To: [REDACTED]
Subject: Case of Interest - [REDACTED]
Attachments: [REDACTED]

UNCLASSIFIED
NON-RECORD

[REDACTED]
Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation
[REDACTED]

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

From: [REDACTED]
Sent: Monday, September 19, 2005 10:57 AM
To: [REDACTED]; HQ_DIV09_STLU
Subject: RE: Recent Case of Interest

b3
b5
b6
b7C
b7E

UNCLASSIFIED
NON-RECORD

FYI--Attached is the [REDACTED] discussed below.

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

From: [REDACTED]
Sent: Friday, September 16, 2005 1:57 PM
To: HQ_DIV09_STLU
Subject: Recent Case of Interest

UNCLASSIFIED
NON-RECORD

Attached for those who haven't already seen it is what is being described as a "first of its kind" decision recently issued by [REDACTED]

[REDACTED]



b5
b6
b7C



Assistant General Counsel
Science and Technology Law Unit
Office of the General Counsel
Federal Bureau of Investigation



UNCLASSIFIED

UNCLASSIFIED

UNCLASSIFIED

[REDACTED]

From: [REDACTED]
Sent: Tuesday, August 16, 2005 4:24 PM
To: [REDACTED]
Subject: [REDACTED]
Attachments: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

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

From: [REDACTED]
Sent: Thursday, August 11, 2005 11:43 AM
To: [REDACTED]
Cc: [REDACTED]
Subject: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

As you will see from the attached memo, the issue is under debate--there is no precedent holding. [REDACTED]

[REDACTED]

b3
b5
b6
b7C
b7E

[REDACTED]

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

From: [REDACTED]
Sent: Thursday, August 11, 2005 9:32 AM
To: [REDACTED]
Subject: [REDACTED]

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

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

From: [REDACTED]
Sent: Thursday, August 11, 2005 10:22 AM
To: [REDACTED]
Subject: RE:

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Because the law is unclear, current policy is conservative and requires [REDACTED]

[REDACTED]

b3
b5
b6
b7C
b7E

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

From: [REDACTED]
Sent: Wednesday, August 10, 2005 12:52 PM
To: [REDACTED]
Subject:

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

In your discussion of whether you can [REDACTED]

[REDACTED]

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

From: [REDACTED]
Sent: Wednesday, August 03, 2005 6:28 AM
To: [REDACTED]
Cc: [REDACTED]
Subject: FW: Slightly revised [REDACTED] EC

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

[REDACTED]

I meant to include you on this discussion thread. I'm Acting UC while [] is on AL, and I have sign-off authority for this EC. I hope to get this out of STLU today.

[]

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

From: []
Sent: Tuesday, August 02, 2005 6:14 PM
To: []
Subject: RE: Slightly revised [] EC

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

just two comments:

[]

b3
b5
b6
b7C
b7E

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

From: []
Sent: Tuesday, August 02, 2005 4:36 PM
To: []
Cc: []
Subject: RE: Slightly revised [] EC

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

[] What a thorough EC and well drafted legal analysis. []

[]

b3
b5
b6
b7C
b7E

I hope these comments are helpful. Thanks for the advance copy and opportunity to comment. Let me know what you think. -- [REDACTED]

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

From: [REDACTED]

Sent: Tuesday, August 02, 2005 1:59 PM

To: [REDACTED]

Cc: [REDACTED]

Subject: Slightly revised [REDACTED] EC

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

As I discussed in my last email, here is the same EC revised slightly at the front end and the back end.

Thanks,

[REDACTED]

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

SENSITIVE BUT UNCLASSIFIED

FEDERAL BUREAU OF INVESTIGATION
FOIPA
DELETED PAGE INFORMATION SHEET

No Duplication Fees are charged for Deleted Page Information Sheet(s).

Total Deleted Page(s) ~ 4

Page 197 ~ b3, b5, b6, b7C, b7E

Page 198 ~ b3, b5, b6, b7C, b7E

Page 220 ~ b3, b5, b7E

Page 224 ~ b3, b5, b6, b7C, b7E