

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

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**December 2003**

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Office of the Attorney General

Washington, D.C. 20530

December 31, 2003

The Honorable Orrin G. Hatch

Chairman

Committee on the Judiciary

United States Senate

Washington, DC 20510

Dear Mr. Chairman:

In accordance with Sections 1826, 1846, and 1862 of the Foreign Intelligence Surveillance Act of 1978, as amended, I am submitting herewith the semi-annual reports of the Attorney General concerning physical searches conducted under the Act, all requests for pen register and trap and trace surveillance, and all requests for access to certain business records (including the production of tangible things) under the Act. These reports cover the period January 1, 2003, through June 30, 2003.

Sincerely,

A handwritten signature in black ink, appearing to read "John Ashcroft", written over a horizontal line.

John Ashcroft  
Attorney General

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

Washington, D.C. 20530

December 31, 2003

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The Honorable F. James Sensenbrenner, Jr.  
Chairman  
Committee on the Judiciary  
U.S. House of Representatives  
Washington, DC 20515

Dear Mr. Chairman:

In accordance with Sections 1826, 1846, and 1862 of the Foreign Intelligence Surveillance Act of 1978, as amended, I am submitting herewith the semi-annual reports of the Attorney General concerning physical searches conducted under the Act, all requests for pen register and trap and trace surveillance, and all requests for access to certain business records (including the production of tangible things) under the Act. These reports cover the period January 1, 2003, through June 30, 2003.

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John Ashcroft  
Attorney General

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Office of the Attorney General

Washington, D.C. 20530

December 31, 2003

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

Dear Mr. Chairman:

In accordance with Sections 1808(a), 1826, 1846, and 1862 of the Foreign Intelligence Surveillance Act of 1978, as amended, I am submitting herewith the semi-annual reports of the Attorney General concerning electronic surveillances and physical searches conducted under the Act, all requests for pen registers and trap and trace surveillance, and all requests for access to certain business records (including the production of tangible things) under the Act. These reports cover the period January 1, 2003, through June 30, 2003.

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John Ashcroft  
Attorney General

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UNCLASSIFIED WHEN ATTACHMENTS ARE REMOVED~~



Office of the Attorney General

Washington, D.C. 20530

December 31, 2003

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The Honorable Porter Goss  
Chairman  
Permanent Select Committee on Intelligence  
U.S. House of Representatives  
Washington, DC 20515

Dear Mr. Chairman:

In accordance with Sections 1808(a), 1826, 1846, and 1862 of the Foreign Intelligence Surveillance Act of 1978, as amended, I am submitting herewith the semi-annual reports of the Attorney General concerning electronic surveillances and physical searches conducted under the Act, all requests for pen registers and trap and trace surveillance, and all requests for access to certain business records (including the production of tangible things) under the Act. These reports cover the period January 1, 2003, through June 30, 2003.

Sincerely,

A handwritten signature in black ink that reads "John Ashcroft".

John Ashcroft  
Attorney General

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UNCLASSIFIED WHEN ATTACHMENTS ARE REMOVED~~

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Section 1: Introduction (U)

This report is submitted pursuant to Sections 108(a) and 306 of the Foreign Intelligence Surveillance Act of 1978 (FISA or the Act), as amended, 50 U.S.C. §§ 1801-1811, 1821-1829, 1841-1846. It covers all electronic surveillance, physical searches, and pen register/trap and trace surveillance conducted under the Act by the Federal Bureau of Investigation (FBI), as well as electronic surveillance conducted by the ~~National Security Agency (NSA), during the period January 1- through June 30, 2003.~~ (U)

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

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Section 2: Federal Bureau of Investigation (U)

I. Collection Authorized by the FISC (U)

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## G. Pen Register/Trap and Trace Surveillance (U)

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

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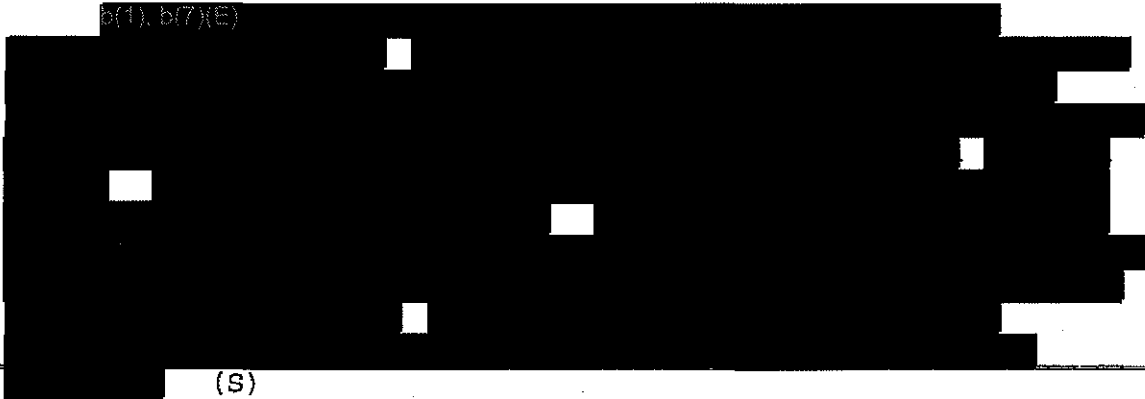
<sup>16/</sup> As in the previous report, this report does not include thumbnail descriptions of U.S. person targets of pen register/trap and trace surveillance. The Department notes, however, that all applications for pen register/trap and trace surveillance concerning U.S. persons contain a statement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

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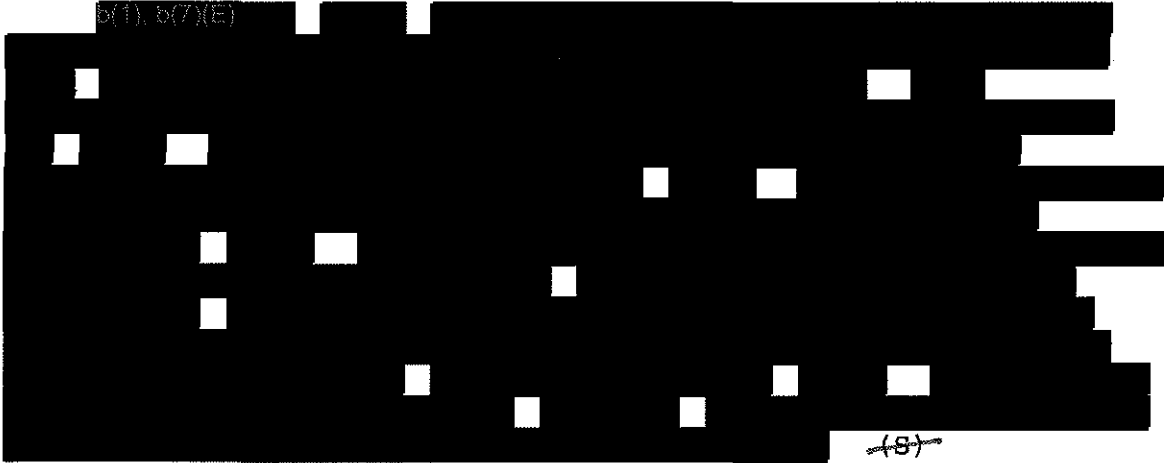
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2. Update to Incidents Reported in 00-2 ~~(S)~~

Incident 00-2-3 (U)

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