

THE ATTORNEY GENERAL'S REPORT ON
ELECTRONIC SURVEILLANCE AND PHYSICAL SEARCH
UNDER THE FOREIGN INTELLIGENCE SURVEILLANCE ACT

June 2008

~~TOP SECRET//COMINT//NOFORN,ORCON~~**Section 1: Introduction** (U)

This report is submitted pursuant to Sections 108(a), 306, 406, and 502 of the Foreign Intelligence Surveillance Act of 1978 (FISA or the Act), as amended, 50 U.S.C. §§ 1801-1811, 1821-1829, 1841-1846, 1861-1862. 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 National Security Agency (NSA), and/or the Central Intelligence Agency (CIA) during the period July 1, 2007, through December 31, 2007.¹ Consistent with the Department of Justice's efforts to keep the Congress fully informed about its 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 semi-annual report, the Intelligence Community and the Department provide information to the Congress concerning significant intelligence activities conducted under FISA in a manner consistent with the National Security Act. ~~(TS)~~

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⁹ Some of the individuals listed below, however, may be current targets of Court-authorized pen register/trap and trace surveillance. (U)

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D. Emergency Surveillance or Physical Search (U)

During this reporting period, the Attorney General (or Deputy Attorney General, Acting Attorney General, or Assistant Attorney General for National Security) 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), ^{Out of scope/non-responsive} _{Out of scope/non-responsive}. These emergency authorizations resulted **Out of scope/non-responsive**

and seven applications for pen register/trap and trace surveillance.¹¹ Applications or other appropriate pleadings were filed with the FISC within 72 hours of each emergency authorization. The FISC approved all of the applications and/or accepted the other pleadings. ~~(S)~~

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~~TOP SECRET//COMINT//NOFORN,ORCON~~**G. Pen Register/Trap and Trace Surveillance (U)**

During this reporting period, the United States filed 129 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 129 applications, at least 37 United States persons were the targets of pen register/trap and trace surveillance. The FISC denied no applications, as they were originally presented, during this reporting period. Seven orders authorizing pen register/trap and trace surveillance were modified by the FISC. ~~(S)~~

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

~~(S)~~

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

~~(S)~~

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

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

~~(S)~~

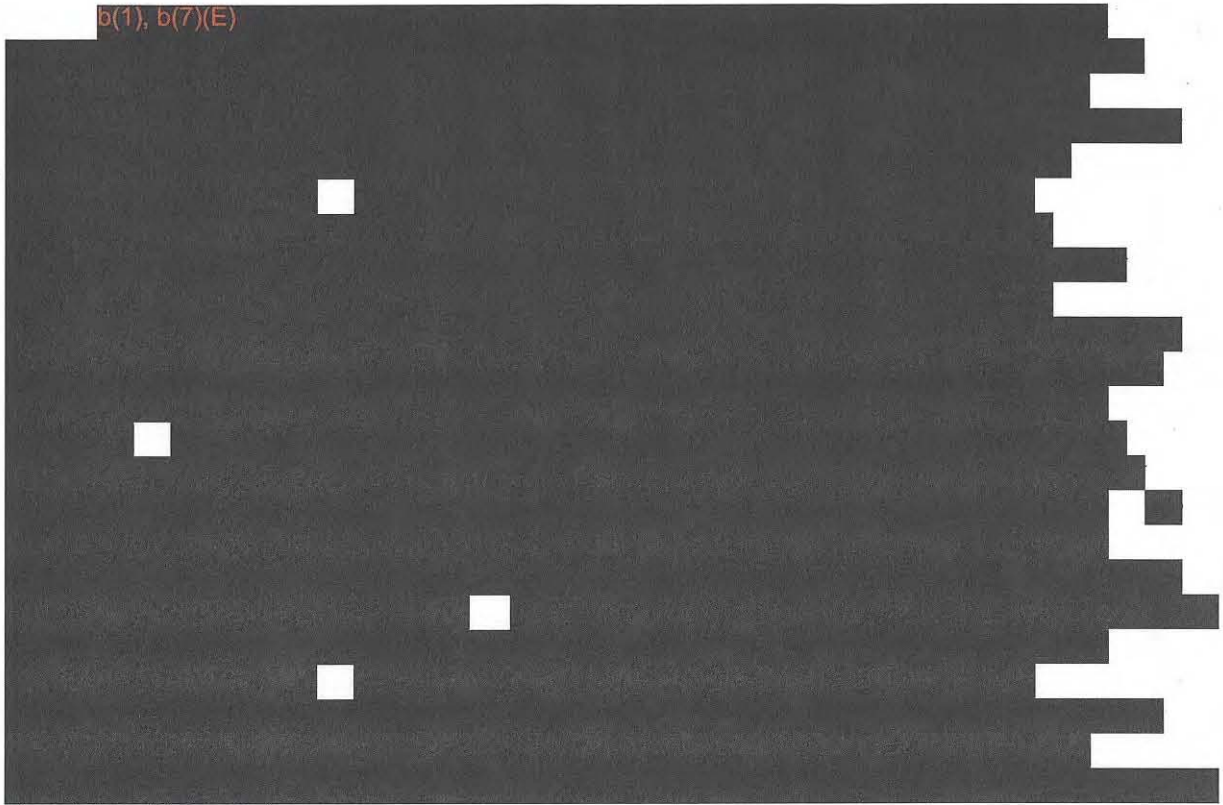
b(1), b(7)(E) [Redacted]

~~(S)~~

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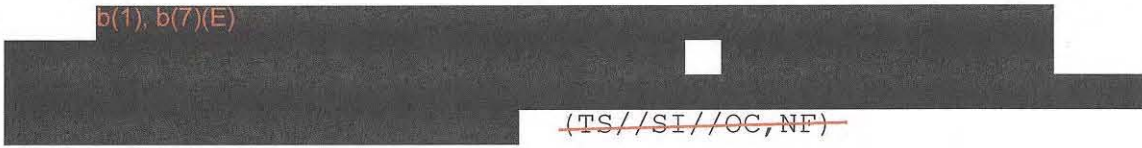
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b(1), b(7)(E)



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



~~(TS//SI//OC, NF)~~

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D. Incidents Not Previously Reported (U)

Incident 07-2-1 (U)

~~(S)~~ b(1), b(7)(E)

[Redacted]

~~(S)~~

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

[Redacted]

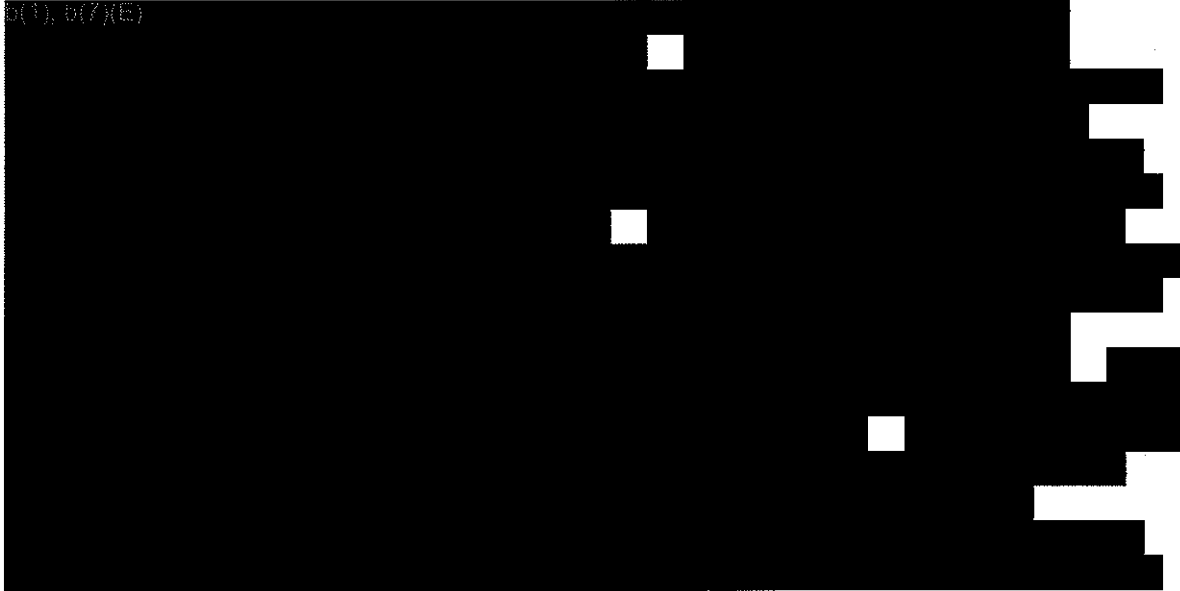
~~(S)~~

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

[Redacted]

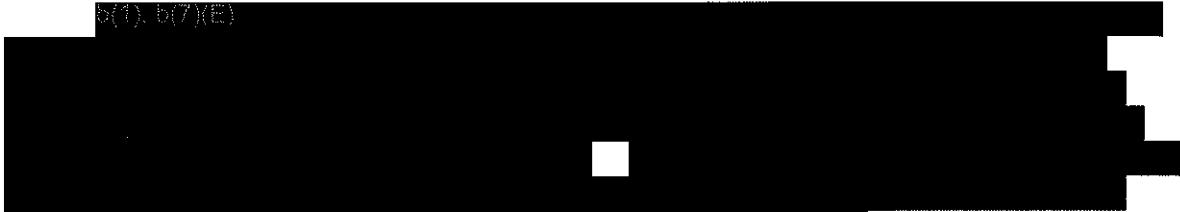
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b(1), b(7)(E)



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