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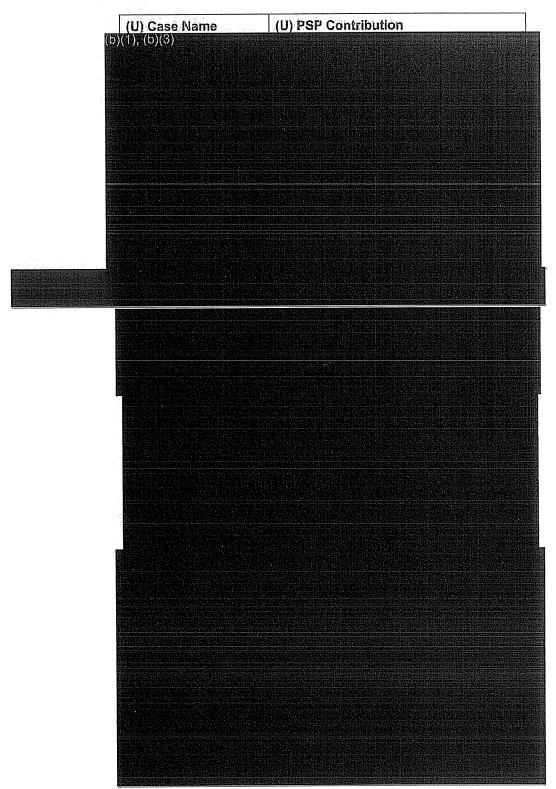
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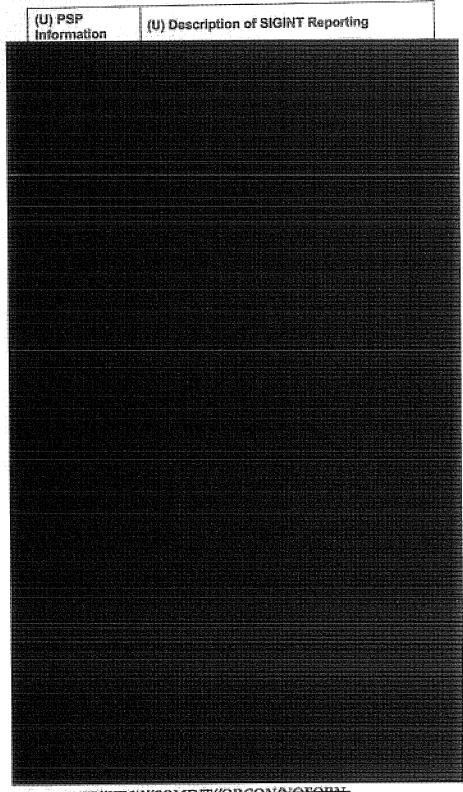
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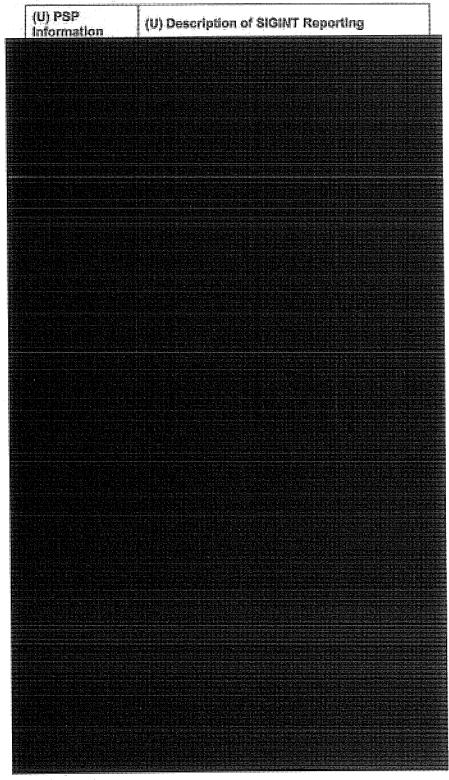
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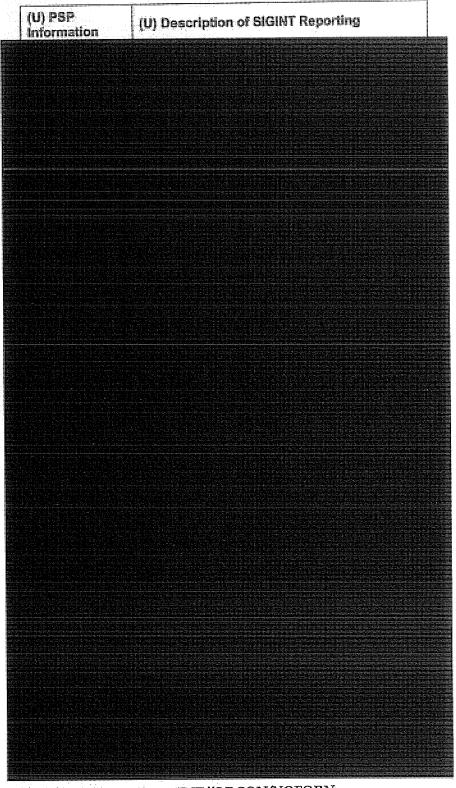
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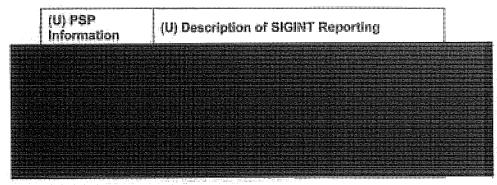
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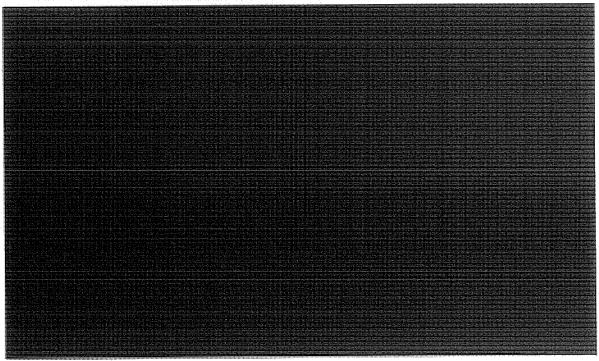
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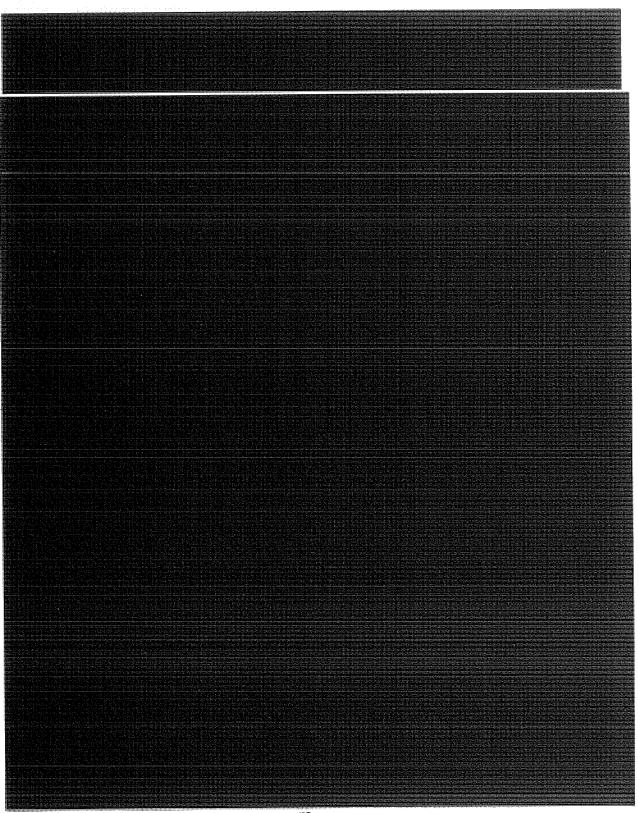
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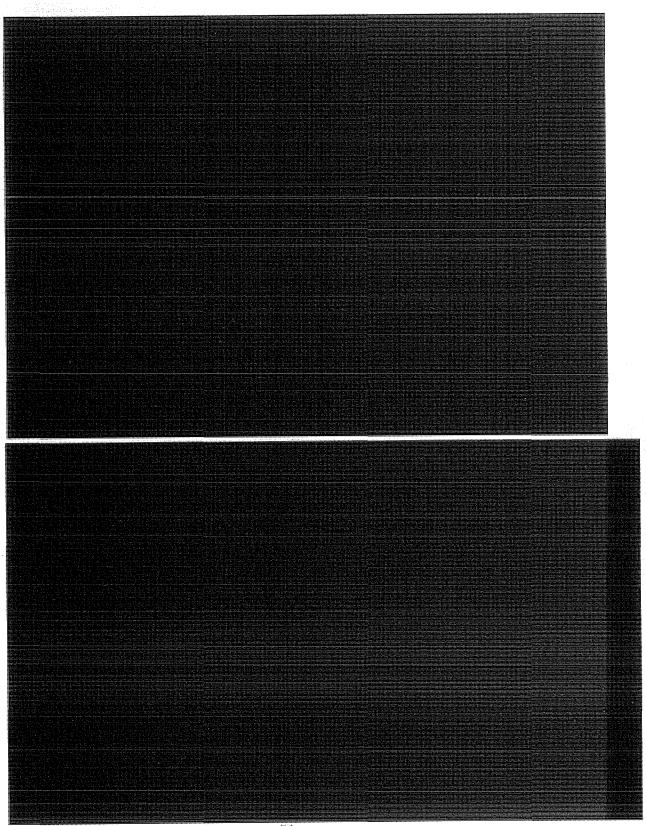


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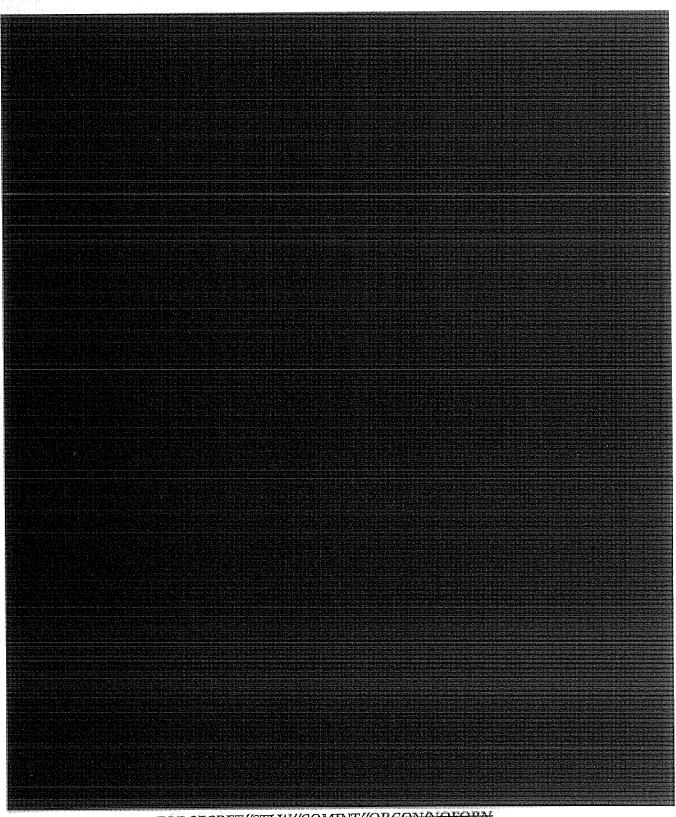


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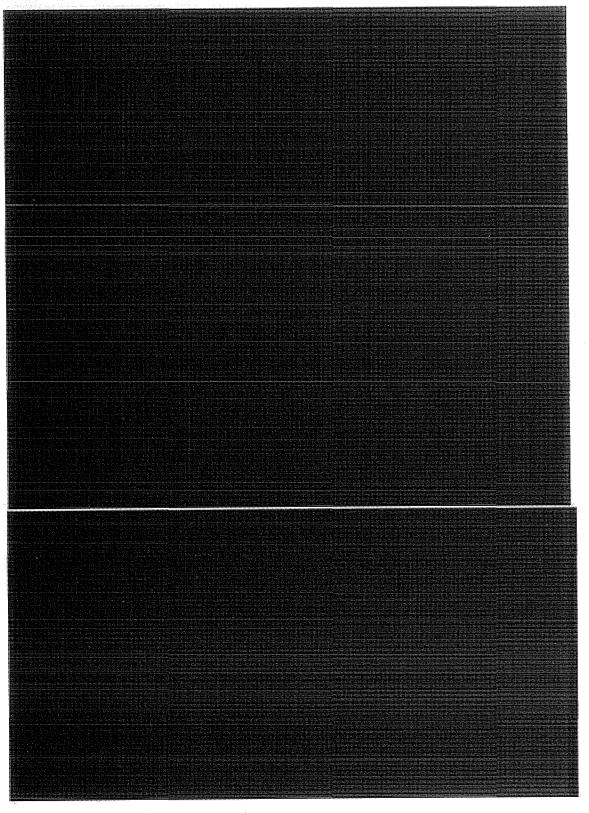
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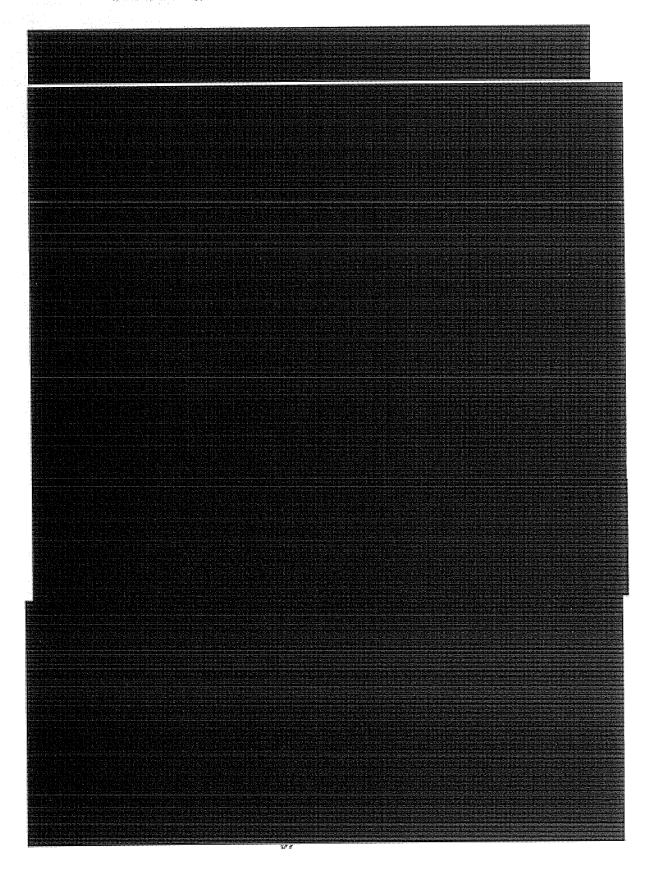


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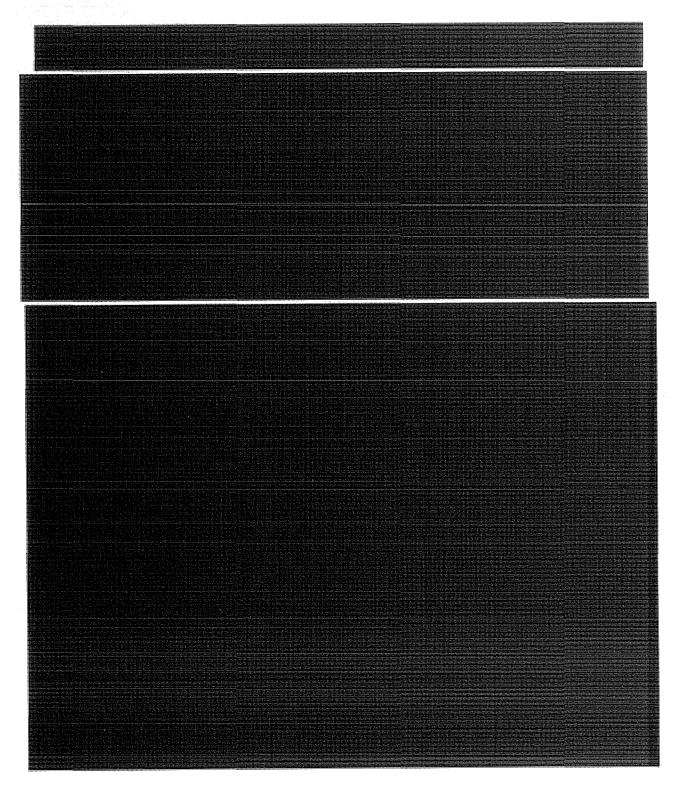
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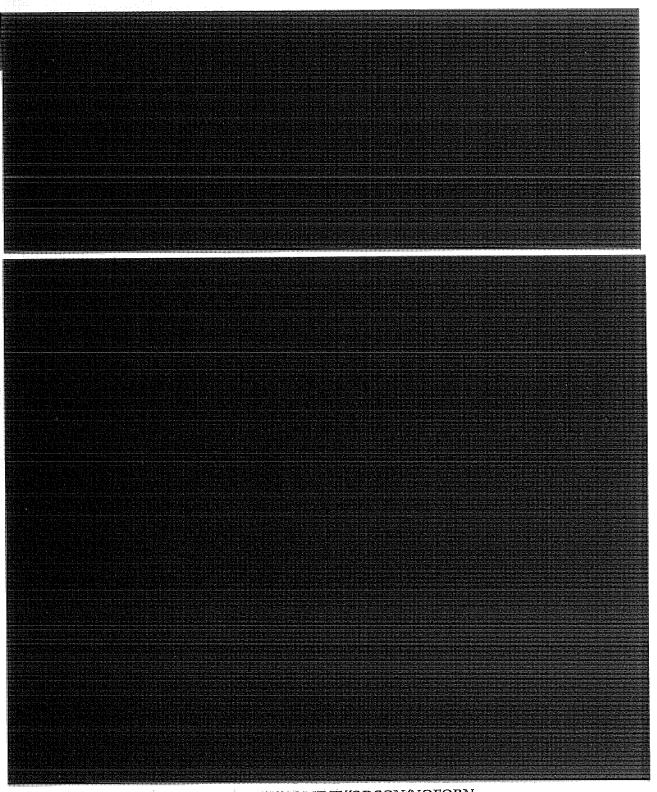


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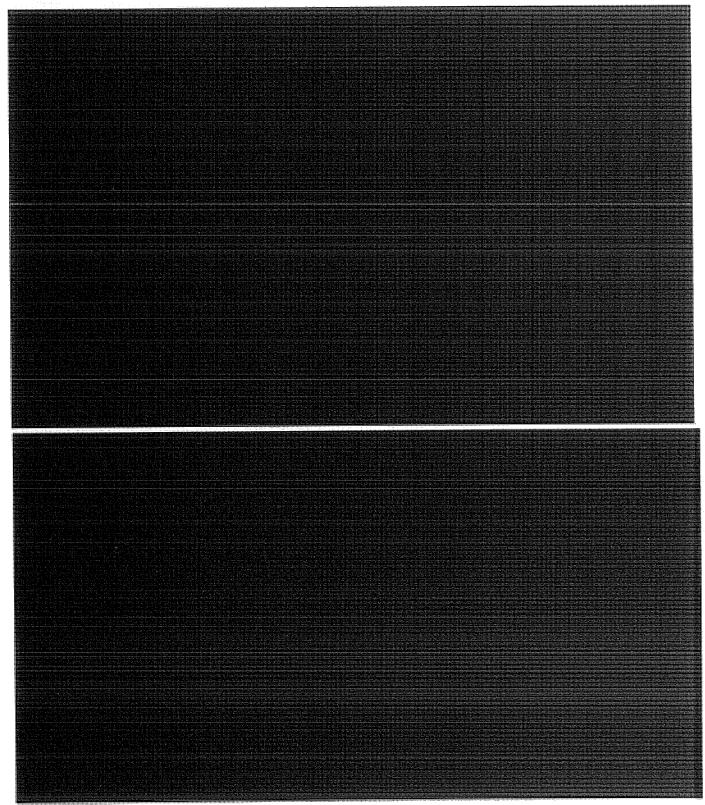


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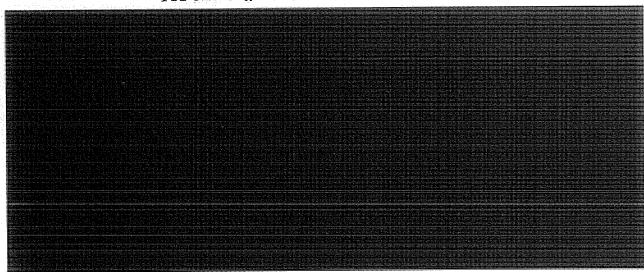
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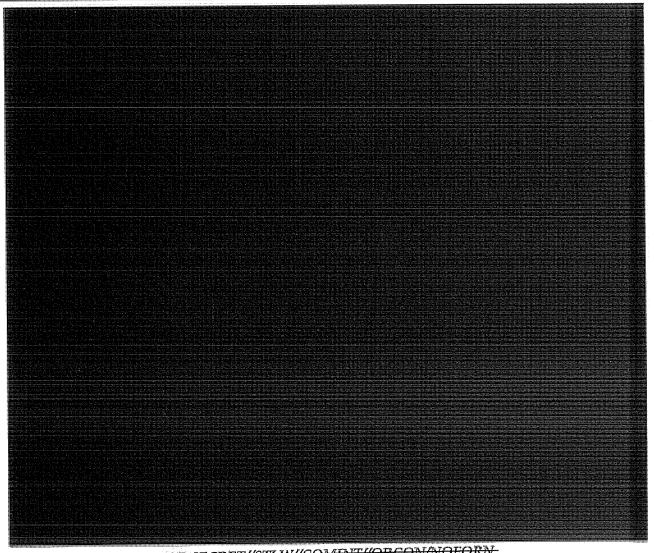
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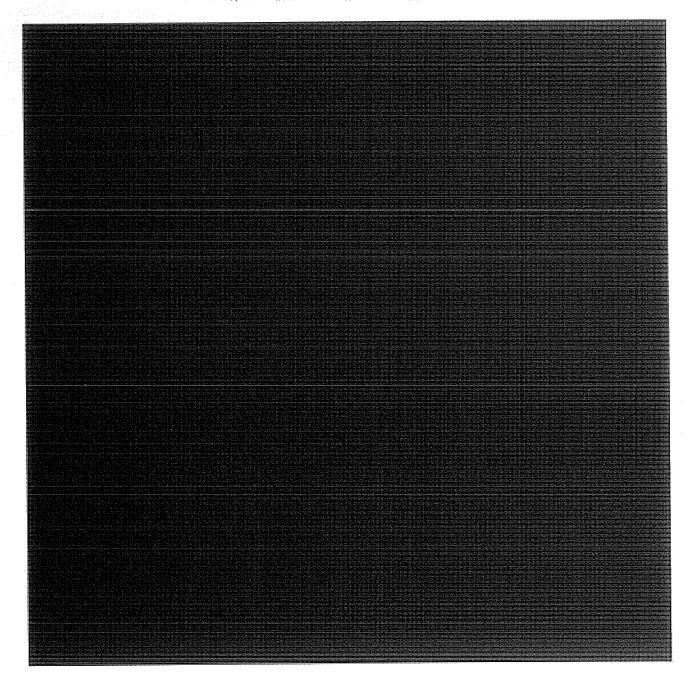


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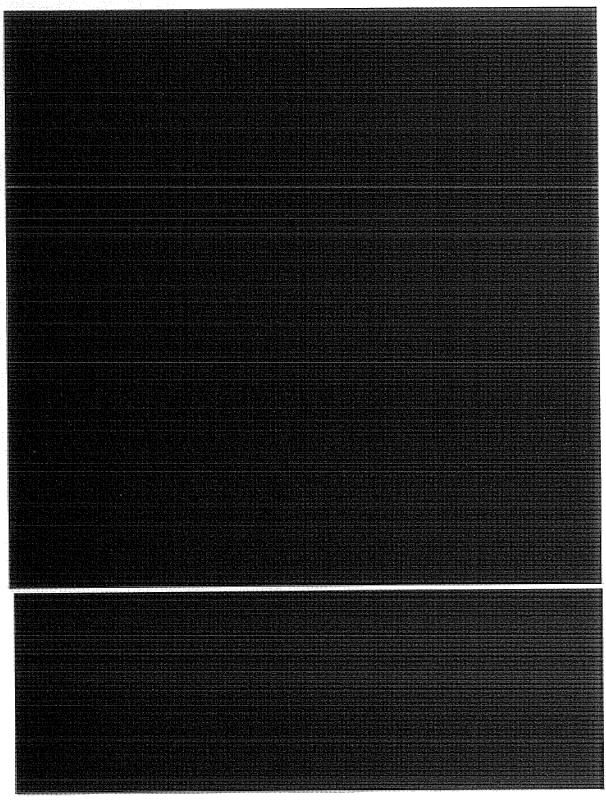
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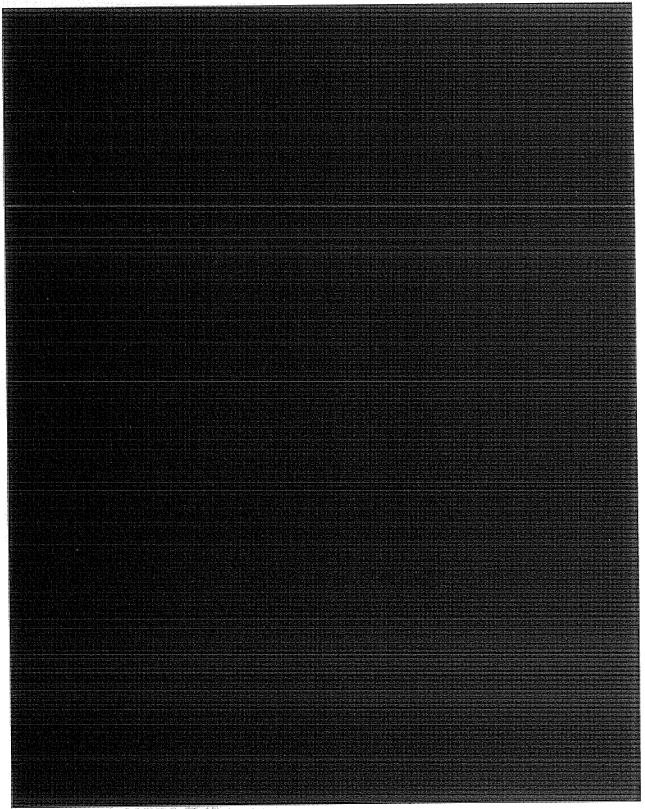


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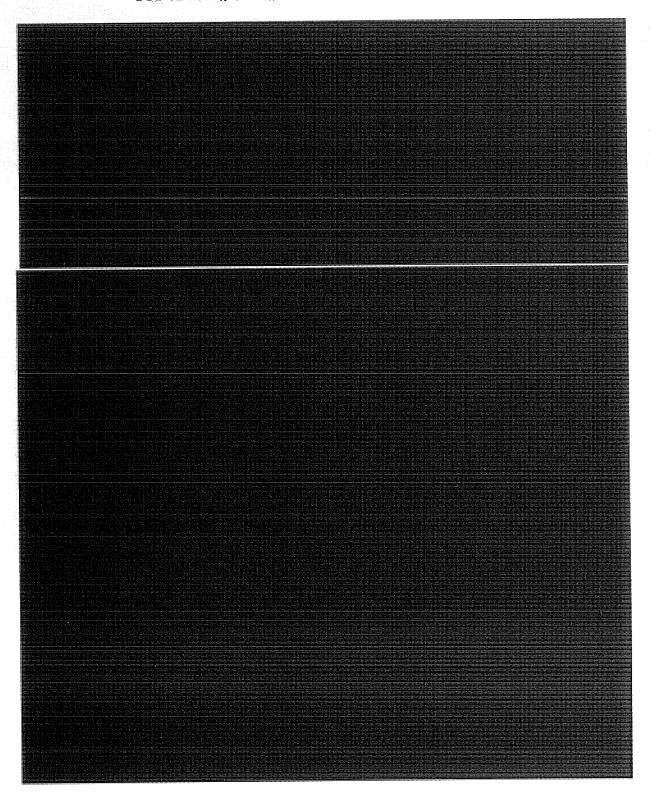
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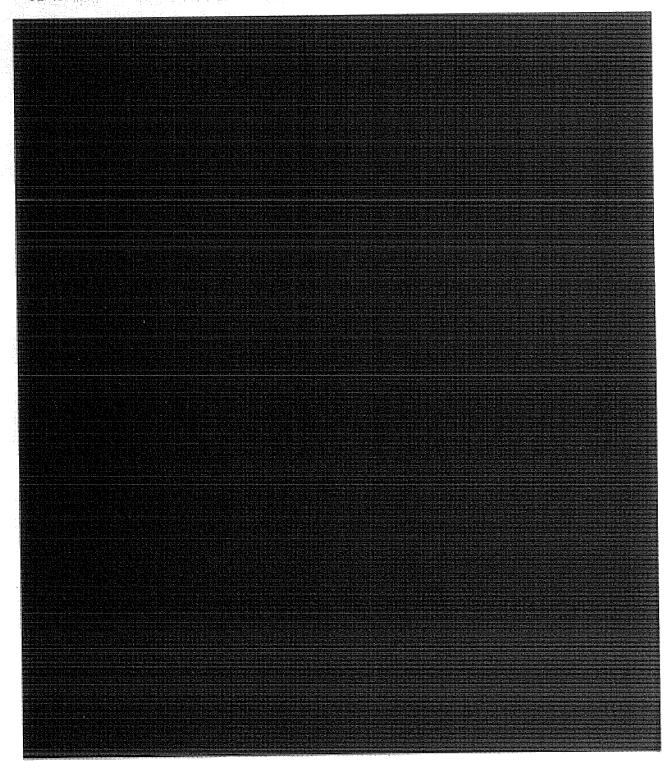
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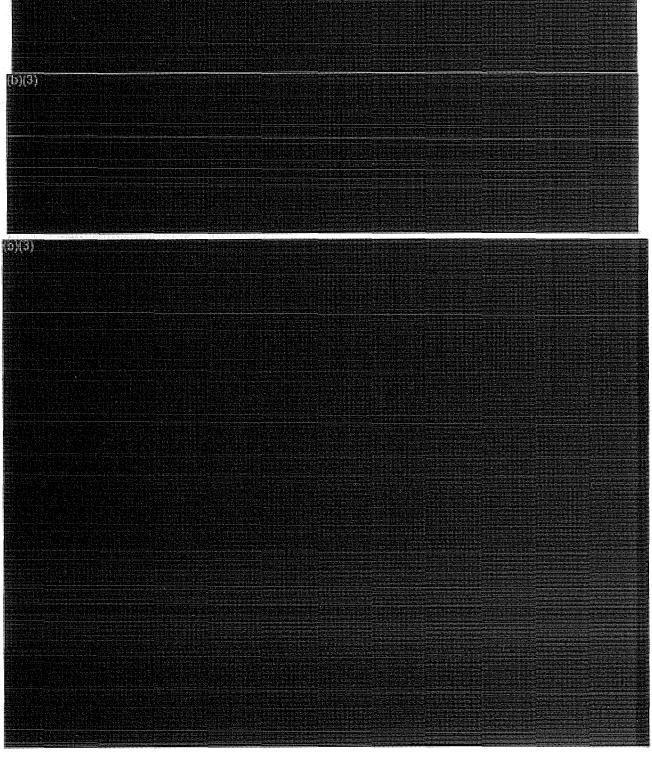
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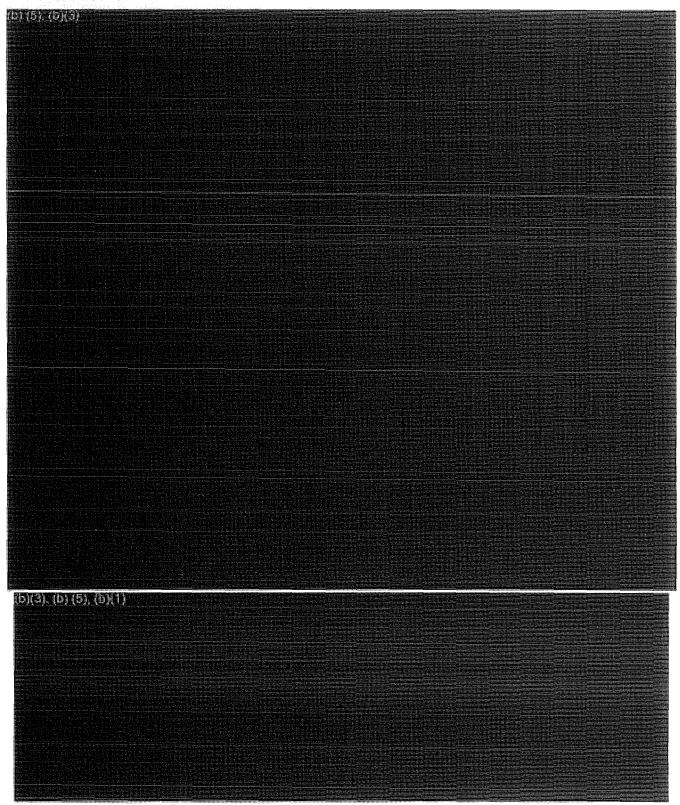
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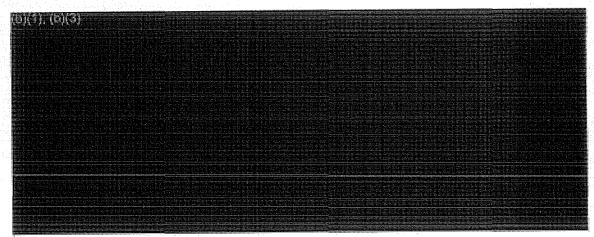


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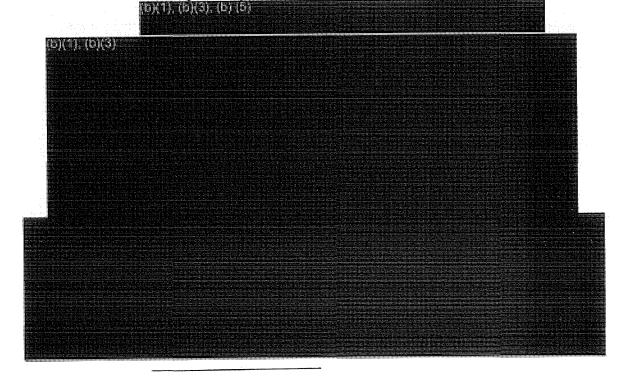
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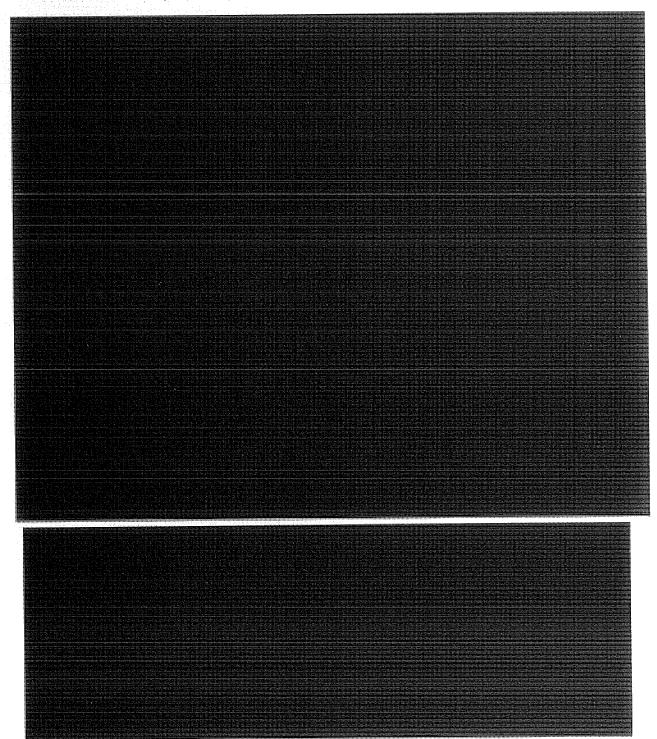
(TS//SI//NF) On 12 March, the President directed DoJ to continue working on the legal issues, and on 15 March OLC issued a three page memorandum to the Deputy Attorney General stating that, while it had only begun to analyze the issues and was not yet prepared to issue a final opinion, it believed that (b)(1), (b)(3) types of collection authorized under the PSP were legally supportable. OLC had not yet developed a supportable argument to justify



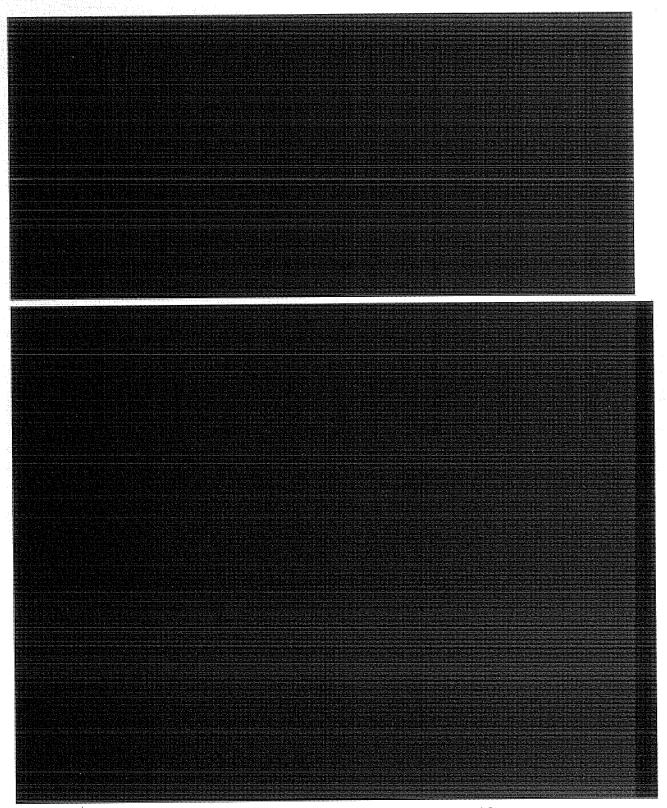
²⁵(TSI/SI/NF) The Assistant Attorney General for OLC issued a memorandum on 6 May 2004 concluding that operation the PSP as described in the onlinen was lawful. A 16 July memorandum upheld the 6 May opinion.

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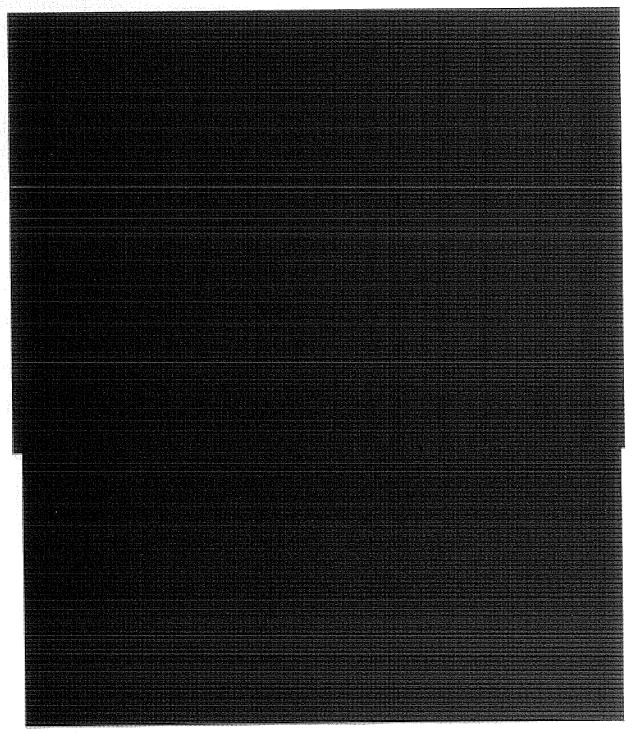
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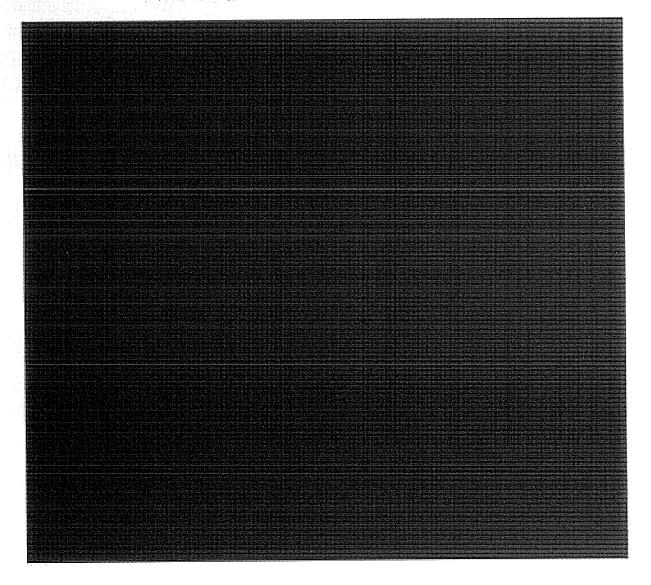
²⁷(TS//SI//NF). The minimization probable cause standard states that the Agency may target for collection, communications for which there is probable cause to believe that one of the communicants is a member or agent of

and the communication is to or from a foreign country.

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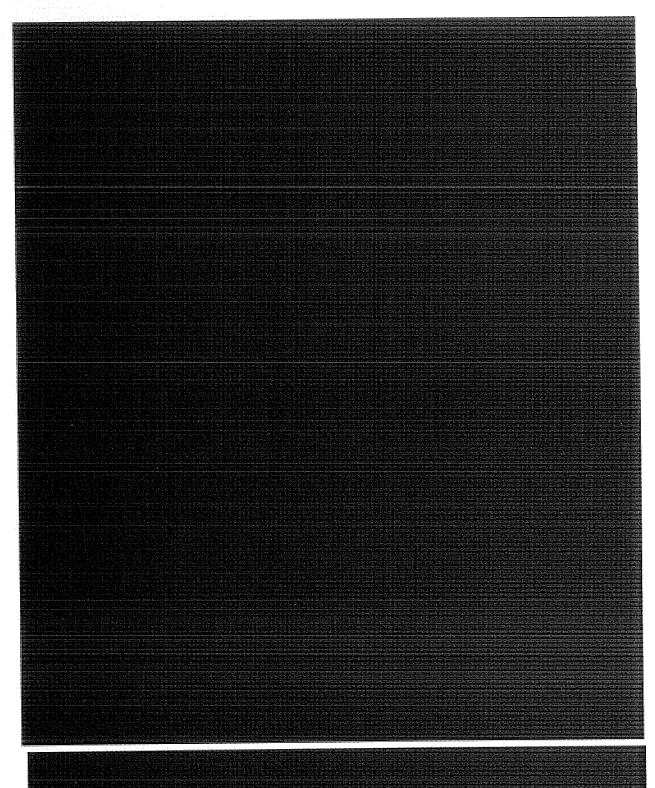
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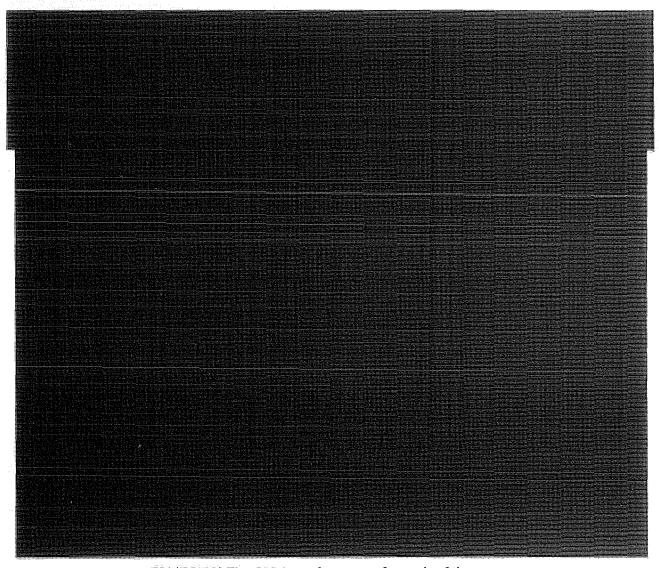
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(U//FOUO) The OIG issued a report for each of the 13 investigations and reviews described above. Ten reports on PSP activity resulted in 11 recommendations to management; 10 have been closed, and one remains open. Three reports on FISC-approved activity previously authorized by the PSP contained nine recommendations to management; three have been closed and six remain open.

<u>(TS//STLW//SI//OC/NF)</u>-Beginning in January 2007, violations that had occurred under the Authorization and violations related to PSP activity transitioned to court orders were reported quarterly to the President's Intelligence Oversight Board (through the Assistant to the Secretary of Defense for Intelligence Oversight).

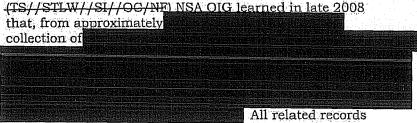
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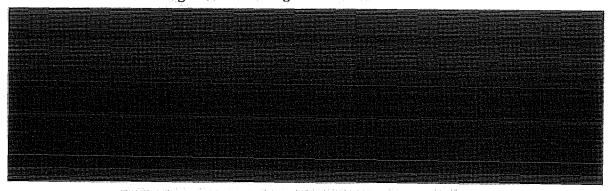
(U) Recently Reported Incidents



were purged from NSA databases in 2004; therefore, it was not possible to determine the exact nature and extent of that collection. The NSA OIG will close out this incident in an upcoming report to the President's Intelligence Oversight Board.

(TS//SI//NF) On 15 January 2009, the Department of Justice reported to the FISC that NSA had been using an "alert list" to compare incoming business records FISA metadata against telephone numbers associated with counterterrorism targets tasked by NSA for SIGINT collection. NSA had reported to the Court that the alert list consisted of numbers for which NSA had determined that a reasonable articulable suspicion existed that the numbers were related to a terrorist organization associated

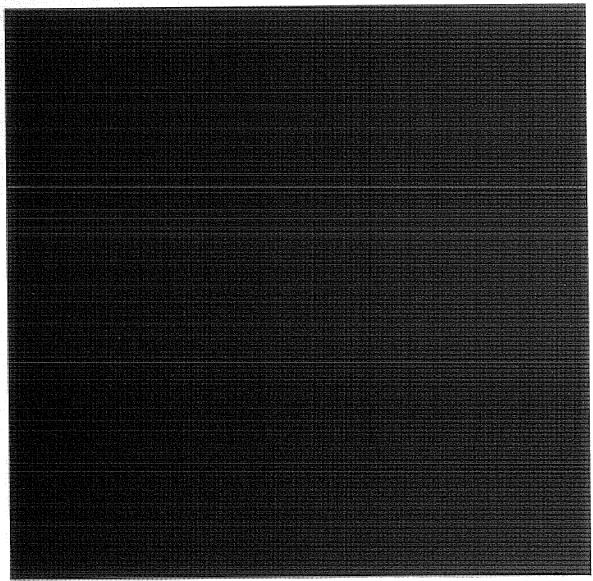
However, the majority of selectors on the alert list had not been subjected to a reasonable articulable suspicion determination. The NSA OIG has reported this incident to the President's Intelligence Oversight Board and has filed updates as required. The alert list and a detailed NSA 60-day review of processes related to the Business Records FISC order were the subject of several recent submissions to the FISC and of NSA briefings to Congressional oversight committees.



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(U//FOUC) Other IG Program concerns were documented in the 2003-2008 reports. Presidential Notifications are listed and described in Appendix F. The 2008 report described the adequacy of Program decompartmentation plans.

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(U) ACRONYMS AND ABBREVIATIONS

(TS//SI//NF)

Bps Bits per Second

BR Business Records

CDR Call Detail Records

CIA Central Intelligence Agency

COMINT Communications Intelligence

CT Counterterrorism

DCI Director of Central Intelligence

DNI Director of National Intelligence

DoD Department of Defense

DoJ Department of Justice

EO Executive Order

FAA FISA Amendments Act

FBI Federal Bureau of Investigation

FISA Foreign Intelligence Surveillance Act

FISC Foreign Intelligence Surveillance Court

GC General Counsel

Gbps Gigabits per Second

HPSCI House Permanent Select Committee on Intelligence

IG Inspector General

LAN Local Area Network

NSA National Security Agency

NSA/CSS National Security Agency/Central Security Service

O&C Oversight and Compliance

ODNI Office of the Director of National Intelligence

OGC Office of the General Counsel
OIG Office of the Inspector General

OIPR Office of Intelligence Policy and Review (now the Office of

Intelligence, National Security Division)

OLC Office of Legal Counsel

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PM Program Manager

PR/TT Pen Register/Trap & Trace

PSP President's Surveillance Program

RFI Request for Information

SID Signals Intelligence Directorate

SIGINT Signals Intelligence.

SSCI Senate Select Committee on Intelligence

TS/SCI

Top Secret/Sensitive Compartmented Information

-(TS//SI//NF)-

(U) GLOSSARY OF TERMS

(U) COMINT

(U) E.O. 12333

(U) FISA



-(TS//SI//NF) METADATA





(U) SANITIZATION

(U) Communications Intelligence – technical and intelligence information derived from foreign communications by someone other than the intended recipients

(U) Executive Order 12333 - United States Intelligence Activities - provides goals, duties, and responsibilities with respect to the national intelligence effort. It mandates that certain activities of U.S. intelligence components are to be governed by procedures issued by agency heads and approved by the Attorney General.

(U) The Foreign Intelligence Surveillance Act of 1978, as amended, governs the conduct of certain electronic surveillance activities within the United States to collect foreign intelligence information.

(S//SI//NF) Analytic tool for contact chaining used by analysts to do target discovery by quickly and easily navigating global communications metadata

-(TS//SI//NF) Header, router, and addressing-type information, including telecommunications dialing-type data, but not the contents of the communication



(S//NF) NSA's primary storage, search, and retrieval mechanism for SIGINT text

(U) The process of disguising COMINT to protect sensitive intelligence sources, methods, capabilities, and analytical procedures in order to disseminate the information outside COMINT channels.

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(U) SIGNALS INTELLIGENCE

(U) A category of intelligence comprising individually or in combination all communications intelligence (COMINT), electronic intelligence (ELINT) and foreign instrumentation intelligence (FISINT), however transmitted.

(U) TEAR LINE REPORTS

(U) Reports used to disseminate SIGINT-derived information and sanitized information in the same record. The sanitized tear line conveys the same facts as the COMINT-controlled information, while hiding COMINT as the source.

(U) TELEPHONY

(U) The technology associated with the electronic transmission of voice, fax, and other information between parties using systems historically associated with the telephone

(U) TIPPERS