

FEDERAL BUREAU OF INVESTIGATION

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Precedence: ROUTINE

Date: 03/16/2004

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To: General Counsel

Attn: [redacted]
Investigative Law Unit

From: [redacted]
Legal Unit

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Contact: SSA [redacted], CDC, [redacted]

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Approved By: [redacted]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 09-09-2005 BY 65179 DMH/KM

Drafted By: [redacted]:dlk

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Case ID #: 66F-HQ-C1364260-25
66F-HQ-C1384970-2151
66F-CI-A71844-133

05-CV-0845

Title: USA PATRIOT ACT
SUNSET PROVISIONS

Synopsis: To report the [redacted] use of USA Patriot Act sunset provisions as requested in referenced EC.

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Reference: 66F-HQ-C1364260 Serial 5

Details: To report [redacted] positive use of investigative tools provided by provisions of the Patriot Act, subject to a legislative "sunset" clause.

Information Sharing (Section 203) March 2004. Gave authority to Joint Terrorism Task Force agents to [redacted]

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[redacted] of suspected AQ fund raiser. May provide circumstantial evidence of suspect materially supporting terrorism.

[redacted]

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Use of Federal Grand Jury Subpoenas.

Roving FISA Surveillance - Section 206 - The [redacted]
[redacted] RA Joint Terrorism Task Force [redacted]

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[redacted]

To: General Counsel From: [redacted]
Re: 66F-HQ-C13642, 03/16/2004

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[redacted]

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New Standard for FISA Pen/Trap (Section 214) - This technique has been utilized multiple times within our district. Information from this technique has led to discovery of other suspects. Other investigations are ongoing. This investigative tool has been used with electronic communications [redacted]

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Changes to "Primary Purpose" Standard for FISA(Section 218) - amended under Section 504 - coordination w/ law enforcement under FISA. - FISA information is shared routinely with all cleared personnel involved in the Joint Terrorism Task Force.

New Standard for Business Records under FISA (Section 215) - the [redacted]

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The following sections are not listed in the referenced EC, but are included due to their value to investigators:

Scope of subpoenas for records of electronic communications (Section 210) - the [redacted] routinely uses Grand Jury Subpoenas to cover leads and further investigate suspects in Joint Terrorism cases. The [redacted] processes approximately 10 National Security letters per week, covering ECPA, RFPA and FCRA.

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Modification of authorities relating to use of pen registers and trap and trace devices (Section 216)

November 2003. Pen's initiated on [redacted]

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[redacted] Investigation by Joint Terrorism Task Force continuing.

Defendant [redacted] is charged in a federal criminal complaint in [redacted] with Unlawful Flight to Avoid Prosecution (UFAP). He was charged by local authorities with trafficking in marijuana, possession of marijuana, and conspiracy. There is also a federal investigation open for making threatening communications. [redacted]

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[redacted]-Louisville, Ky., and [redacted]-Dallas, Texas.) The PATRIOT Act allowed us to obtain the pen/trap orders from a magistrate judge in our district for [redacted]

[redacted]. This saved a

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great deal of time and meant that we did not have to involve
AUSAs from two other districts. [redacted] remains a fugitive.

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To: General Counsel From:
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LEAD(s):

Set Lead 1: (Info)

GENERAL COUNSEL

AT WASHINGTON, DC

Read and clear.

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