

**From:** Wheaton, Kelly <TSA OCC>  
**To:** [Cobey, Matt \(James\)](#); [Tauber, Sarah](#)  
**Cc:** [Prosnitz, Susan <TSA OCC>](#); [Kent, Linda <TSA OCC>](#); [Bauer, John D <TSA OCC>](#); [Thompson, Mardi <TSA OCC>](#); [Fitzmaurice, Stacey](#); [Itami, Brian](#); [Silata, Michael](#); [Harvey, Melanie](#); [King, Jennifer L](#)  
**Subject:** RE: SPOT Indicators  
**Date:** Thursday, September 12, 2013 4:57:00 PM

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Sarah,

In response to your e-mail a couple of hours ago, below is the advice I provided two weeks ago regarding what language to use on the SPOT Referral Sheet.

Kelly D. Wheaton  
Deputy Chief Counsel, Enforcement  
571 227-(b)(6)

---

**From:** Wheaton, Kelly <TSA OCC>  
**Sent:** Thursday, August 29, 2013 11:03 AM  
**To:** Cobey, Matt (James); Tauber, Sarah  
**Cc:** Prosnitz, Susan <TSA OCC>; Kent, Linda <TSA OCC>; Bauer, John D <TSA OCC>; Thompson, Mardi <TSA OCC>; Fitzmaurice, Stacey; Itami, Brian; Silata, Michael; Harvey, Melanie; King, Jennifer L  
**Subject:** RE: SPOT Indicators

Matt,

I'm unclear about on your comment about exemplars. You can use the exemplars that were included in the SPOT Behavioral Indicator Reference Guide excerpt that I sent on Monday.

(b)(5)

**National password.**

Kelly D. Wheaton  
Deputy Chief Counsel, Enforcement  
571 227-(b)(6)

---

**From:** Cobey, Matt (James)  
**Sent:** Monday, August 26, 2013 3:35 PM  
**To:** Wheaton, Kelly <TSA OCC>; Tauber, Sarah  
**Cc:** Prosnitz, Susan <TSA OCC>; Kent, Linda <TSA OCC>; Bauer, John D <TSA OCC>; Thompson, Mardi <TSA OCC>; Fitzmaurice, Stacey; Itami, Brian; Silata, Michael; Harvey, Melanie; King, Jennifer L  
**Subject:** RE: SPOT Indicators

Good Afternoon,

(b)(3):49 U.S.C. § 114(r);(b)(5)

Thanks everyone for keeping this moving forward.

Matt

---

**From:** Wheaton, Kelly <TSA OCC>  
**Sent:** Monday, August 26, 2013 2:38 PM  
**To:** Tauber, Sarah; Cobey, Matt (James)  
**Cc:** Prosnitz, Susan <TSA OCC>; Kent, Linda <TSA OCC>; Bauer, John D <TSA OCC>; Thompson, Mardi <TSA OCC>; Fitzmaurice, Stacey; Itami, Brian; Silata, Michael; Harvey, Melanie  
**Subject:** RE: SPOT Indicators

Sarah,

Thanks. We have a meeting with the Chief Counsel later this week to review the BDO SOP. After we meet with her I will have a better idea of whether there are any more issues.

We will work on the examples, I would like to think that we will have something in a couple of weeks. For one thing, I want John to look at anything we come up with and he is on leave this week.

Kelly D. Wheaton  
Deputy Chief Counsel, Enforcement  
571 227- (b)(6)

---

**From:** Tauber, Sarah  
**Sent:** Monday, August 26, 2013 10:44 AM  
**To:** Wheaton, Kelly <TSA OCC>; Cobey, Matt (James)  
**Cc:** Prosnitz, Susan <TSA OCC>; Kent, Linda <TSA OCC>; Bauer, John D <TSA OCC>; Thompson, Mardi <TSA OCC>; Fitzmaurice, Stacey; Itami, Brian; Silata, Michael; Harvey, Melanie  
**Subject:** RE: SPOT Indicators

Kelly,

Mike Silata will send you the referral sheet so you can provide us with proposed language. What will be your timeline on examples?

(b)(5)

Thanks

---

**From:** Wheaton, Kelly <TSA OCC>  
**Sent:** Friday, August 23, 2013 10:54 AM  
**To:** Tauber, Sarah; Cobey, Matt (James)  
**Cc:** Prosnitz, Susan <TSA OCC>; Kent, Linda <TSA OCC>; Bauer, John D <TSA OCC>; Thompson, Mardi <TSA OCC>; Fitzmaurice, Stacey; Itami, Brian  
**Subject:** RE: SPOT Indicators

With John B on leave, I'm following up on the SPOT indicator issue that has been knocking around for several months relating to the two indicators. I'm writing to confirm the current status and discuss way forward.

Based on my conversation with Sarah this morning,

(b)(5);(b)(3):49 U.S.C. § 114(r)

We will do that.

Matt,

My understanding from John B is that OSC is ok with this version. Would you please confirm.

Kelly D. Wheaton  
Deputy Chief Counsel, Enforcement  
571 227-(b)(6)

**From:** [Itami, Brian](#)  
**To:** [Wheaton, Kelly <TSA OCC>](#)  
**Cc:** [Bauer, John D <TSA OCC>](#)  
**Subject:** RE: SPOT Indicators  
**Date:** Friday, August 30, 2013 3:38:39 PM  
**Attachments:** [\(b\)\(3\)-49 U.S.C. § 114\(r\)](#)

---

Kelly/John,

Attached is a draft for additional training language. Please let me know if you would like me to draft some additional exemplars – I went with examples that are fairly clear-cut to try to best illustrate the differences; I can create examples that are closer to the boundaries if you believe that would be helpful for the training.

Thank you,  
Brian

---

**From:** Wheaton, Kelly <TSA OCC>  
**Sent:** Thursday, August 29, 2013 4:03 PM  
**To:** Itami, Brian  
**Cc:** Bauer, John D <TSA OCC>  
**Subject:** RE: SPOT Indicators

Great, thanks.

Kelly D. Wheaton  
Deputy Chief Counsel, Enforcement  
571 227-(b)(6)

---

**From:** Itami, Brian  
**Sent:** Thursday, August 29, 2013 4:02 PM  
**To:** Wheaton, Kelly <TSA OCC>  
**Cc:** Bauer, John D <TSA OCC>  
**Subject:** RE: SPOT Indicators

Absolutely – I should have a draft ready tomorrow for your review next week.

Brian

---

**From:** Wheaton, Kelly <TSA OCC>  
**Sent:** Thursday, August 29, 2013 3:51 PM  
**To:** Itami, Brian  
**Cc:** Bauer, John D <TSA OCC>  
**Subject:** FW: SPOT Indicators

Brian,

By next Tuesday, do you think that you could have some additional training/exemplar language?

Kelly D. Wheaton  
Deputy Chief Counsel, Enforcement  
571 227-(b)(6)

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**From:** Cobey, Matt (James)  
**Sent:** Thursday, August 29, 2013 12:20 PM  
**To:** Wheaton, Kelly <TSA OCC>; Tauber, Sarah  
**Cc:** Prosnitz, Susan <TSA OCC>; Kent, Linda <TSA OCC>; Bauer, John D <TSA OCC>; Thompson, Mardi <TSA OCC>; Fitzmaurice, Stacey; Itami, Brian; Silata, Michael; Harvey, Melanie; King, Jennifer L  
**Subject:** RE: SPOT Indicators

I am speaking of the examples you mention below. I thought the intent was different than that mentioned on the 23<sup>rd</sup> -- to include those examples in the guide as exemplars.

No worries, I'll start the memo based on the attachment from Friday.

---

**From:** Wheaton, Kelly <TSA OCC>  
**Sent:** Thursday, August 29, 2013 11:03 AM  
**To:** Cobey, Matt (James); Tauber, Sarah  
**Cc:** Prosnitz, Susan <TSA OCC>; Kent, Linda <TSA OCC>; Bauer, John D <TSA OCC>; Thompson, Mardi <TSA OCC>; Fitzmaurice, Stacey; Itami, Brian; Silata, Michael; Harvey, Melanie; King, Jennifer L  
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Matt,

I'm unclear about on your comment about exemplars. You can use the exemplars that were included in the SPOT Behavioral Indicator Reference Guide excerpt that I sent on Monday.

(b)(5)

Kelly D. Wheaton  
Deputy Chief Counsel, Enforcement  
571 227-(b)(6)

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Cc: Prosnitz, Susan <TSA OCC>; Kent, Linda <TSA OCC>; Bauer, John D <TSA OCC>; Thompson, Mardi <TSA OCC>; Fitzmaurice, Stacey; Itami, Brian; Silata, Michael; Harvey, Melanie; King, Jennifer L  
Subject: RE: SPOT Indicators

Good Afternoon,

(b)(3):49 U.S.C. § 114(r);(b)(5)

Thanks everyone for keeping this moving forward.

Matt

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Subject: RE: SPOT Indicators

Sarah,

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We will work on the examples, I would like to think that we will have something in a couple of weeks. For one thing, I want John to look at anything we come up with and he is on leave this week.

Kelly D. Wheaton  
Deputy Chief Counsel, Enforcement  
571 227-(b)(6)

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Subject: RE: SPOT Indicators

Kelly,

Mike Silata will send you the referral sheet so you can provide us with proposed language. What will be your timeline on examples?

(b)(5)

(b)(5)

Please let me know if there are any concerns so that I can raise the delay with the DAA/AA.

Thanks

---

**From:** Wheaton, Kelly <TSA OCC>  
**Sent:** Friday, August 23, 2013 10:54 AM  
**To:** Tauber, Sarah; Cobey, Matt (James)  
**Cc:** Prosnitz, Susan <TSA OCC>; Kent, Linda <TSA OCC>; Bauer, John D <TSA OCC>; Thompson, Mardi <TSA OCC>; Fitzmaurice, Stacey; Itami, Brian  
**Subject:** RE: SPOT Indicators

With John B on leave, I'm following up on the SPOT indicator issue that has been knocking around for several months relating to the two indicators. I'm writing to confirm the current status and discuss way forward.

(b)(5)

We will do that.

Matt,

My understanding from John B is that OSC is ok with this version. Would you please confirm.

Kelly D. Wheaton  
Deputy Chief Counsel, Enforcement  
571 227-(b)(6)

**From:** [Bauer, John D <TSA OCC>](#)  
**To:** [Tauber, Sarah](#); [Cobey, Matt \(James\)](#)  
**Cc:** [Thompson, Mardi <TSA OCC>](#); [Ruggeri, Amy <TSA OCC>](#); [Prosnitz, Susan <TSA OCC>](#); [Kent, Linda <TSA OCC>](#); [Wheaton, Kelly <TSA OCC>](#); [Kerner, Francine](#); [Walton, Kimberly](#)  
**Subject:** RE: SPOT Indicators  
**Date:** Wednesday, August 07, 2013 5:17:09 PM  
**Attachments:** [SPOT Behavioral Indicators 08 07 2013-OGC.clean.docx](#)

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Sarah,

Attached is the language that has received legal clearance from DHS OGC, as well as TSA OCC, for the two indicators we have discussed. This is the language that needs to be implemented by TSA, as well as any conforming language to ensure consistency. Thank you for your patience and all your help as we worked to address the constitutional concerns that were identified. The several meetings you helped organize were very helpful.

Matt,

I know you have just taken the reins, so I would be happy to discuss further. I am available most of this week and next.

Thanks,  
John B.

**John D. Bauer**  
**Assistant Chief Counsel**  
**Criminal Enforcement**  
**TSA**  
(571) 227-(b)(6)



**From:** [Kerner, Francine](#)  
**To:** [Wheaton, Kelly <TSA OCC>](#)  
**Cc:** [Thompson, Mardi <TSA OCC>](#); [Ruggeri, Amy <TSA OCC>](#); [Bauer, John D <TSA OCC>](#); [Prosnitz, Susan <TSA OCC>](#); [Flory, Gillian <TSA OCC>](#); [Pilcher, Marc <TSA OCC>](#); [Kent, Linda <TSA OCC>](#); [Schlegel, Thomas <TSA OCC>](#); [Lopez, Aurelio](#)  
**Subject:** Re: SPOT Indicators  
**Date:** Wednesday, August 07, 2013 2:06:04 PM

---

Okay. Aurelio, please have John B down for a few minutes later today.

---

**From:** Wheaton, Kelly <TSA OCC>  
**Sent:** Wednesday, August 07, 2013 02:00 PM  
**To:** Kerner, Francine  
**Cc:** Thompson, Mardi <TSA OCC>; Ruggeri, Amy <TSA OCC>; Bauer, John D <TSA OCC>; Prosnitz, Susan <TSA OCC>; Flory, Gillian <TSA OCC>; Pilcher, Marc <TSA OCC>; Kent, Linda <TSA OCC>; Schlegel, Thomas <TSA OCC>; Lopez, Aurelio  
**Subject:** RE: SPOT Indicators

Francine,

With Linda out for this week and next I think that would be John Bauer.

Kelly D. Wheaton  
Deputy Chief Counsel, Enforcement  
571 227-(b)(6)

---

**From:** Kerner, Francine  
**Sent:** Wednesday, August 07, 2013 1:57 PM  
**To:** Wheaton, Kelly <TSA OCC>  
**Cc:** Thompson, Mardi <TSA OCC>; Ruggeri, Amy <TSA OCC>; Bauer, John D <TSA OCC>; Prosnitz, Susan <TSA OCC>; Flory, Gillian <TSA OCC>; Pilcher, Marc <TSA OCC>; Kent, Linda <TSA OCC>; Schlegel, Thomas <TSA OCC>; Lopez, Aurelio  
**Subject:** Re: SPOT Indicators

I have spoken to Joe and we have reached agreement on language. I simply need to speak to the OCC manager who is responsible for implementing.

---

**From:** Wheaton, Kelly <TSA OCC>  
**Sent:** Wednesday, August 07, 2013 01:54 PM  
**To:** Kerner, Francine  
**Cc:** Thompson, Mardi <TSA OCC>; Ruggeri, Amy <TSA OCC>; Bauer, John D <TSA OCC>; Prosnitz, Susan <TSA OCC>; Flory, Gillian <TSA OCC>; Pilcher, Marc <TSA OCC>; Kent, Linda <TSA OCC>; Schlegel, Thomas <TSA OCC>; Lopez, Aurelio  
**Subject:** FW: SPOT Indicators

Francine,

Late Friday afternoon when we met to discuss the SPOT indicators, the way forward that we discussed, I believe, (b)(5)

(b)(5)

(b)(5)

I don't know if you sent this e-mail to Joe and/or if he replied. If you have not had a chance to communicate with Joe, let me know and I can do that.

Kelly D. Wheaton  
Deputy Chief Counsel, Enforcement  
571 227-(b)(6)

---

**From:** Kent, Linda <TSA OCC>  
**Sent:** Friday, August 02, 2013 4:50 PM  
**To:** Kerner, Francine; Bauer, John D <TSA OCC>; Prosnitz, Susan <TSA OCC>; Ruggieri, Amy <TSA OCC>; Flory, Gillian <TSA OCC>; Pilcher, Marc <TSA OCC>; Wheaton, Kelly <TSA OCC>; Thompson, Mardi <TSA OCC>; Schlegel, Thomas <TSA OCC>  
**Subject:** RE: SPOT Indicators

Attached are the redline version and a clean version of the SPOT behavioral indicators for transmittal to Mr. Maher. In the clean version, all of the redlines have been accepted except in two instances.

(b)(5);(b)(3);49 U.S.C. § 114(r)

Password to follow in separate email. Linda

Linda L. Kent  
Assistant Chief Counsel, Security Standards  
Transportation Security Administration  
Phone: 571-227-(b)(6)  
Cell: (b)(6)  
Fax: 571-227-1381

*This communication might contain communications between attorney and client, communications that are part of the agency deliberative process, or attorney-client work product, all of which are privileged and not subject to disclosure outside the agency or to the public. Please consult with the Office of Chief Counsel before disclosing any information contained in this e-mail.*

---

**From:** Kerner, Francine  
**Sent:** Tuesday, July 30, 2013 11:04 AM  
**To:** Kent, Linda <TSA OCC>; Bauer, John D <TSA OCC>; Prosnitz, Susan <TSA OCC>; Ruggieri, Amy <TSA OCC>; Flory, Gillian <TSA OCC>; Pilcher, Marc <TSA OCC>; Wheaton, Kelly <TSA OCC>; Thompson, Mardi <TSA OCC>

**Subject:** Fw: SPOT Indicators

---

**From:** Maher, Joseph (b)(6)  
**Sent:** Monday, July 29, 2013 05:55 PM  
**To:** Kerner, Francine  
**Subject:** SPOT Indicators

Francine,

Attached are redlines for discussion, (b)(5)

(b)(5)

Look forward to discussing. (I assume the SOP would be changed to align with this document.)

Password for the document should be the same as when you sent it to me earlier.

Joe

Joseph B. Maher  
Principal Deputy General Counsel  
U.S. Department of Homeland Security

(202) 282-(b)(6)

This message and any attachments may contain attorney-client communications, attorney work product, and agency deliberative communications, all of which may be privileged and not subject to disclosure outside the agency or to the public. Please consult with the Department of Homeland Security, Office of General Counsel before disclosing any information contained in this email.

**From:** [Kent, Linda <TSA OCC>](#)  
**To:** [Kerner, Francine](#); [Bauer, John D <TSA OCC>](#); [Prosnitz, Susan <TSA OCC>](#); [Ruggeri, Amy <TSA OCC>](#); [Flory, Gillian <TSA OCC>](#); [Pilcher, Marc <TSA OCC>](#); [Wheaton, Kelly <TSA OCC>](#); [Thompson, Mardi <TSA OCC>](#)  
**Subject:** RE: SPOT Indicators  
**Date:** Friday, August 02, 2013 4:50:31 PM

---

Sms4\$ms

Linda L. Kent  
Assistant Chief Counsel, Security Standards  
Transportation Security Administration  
Phone: 571-227-(b)(6)  
Cell: (b)(6)  
Fax: 571-227-1381

*This communication might contain communications between attorney and client, communications that are part of the agency deliberative process, or attorney-client work product, all of which are privileged and not subject to disclosure outside the agency or to the public. Please consult with the Office of Chief Counsel before disclosing any information contained in this e-mail.*

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Joseph B. Maher  
Principal Deputy General Counsel  
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**From:** [Smith, Darryl M](#)  
**To:** [Prosnitz, Susan <TSA OCC>](#); [Tauber, Sarah](#)  
**Cc:** [Wheaton, Kelly <TSA OCC>](#); [Bauer, John D <TSA OCC>](#); [Itami, Brian](#); [Ruggeri, Amy <TSA OCC>](#); [Flory, Gillian <TSA OCC>](#); [Thompson, Mardi <TSA OCC>](#); [Kent, Linda <TSA OCC>](#); [Bester, Margot <TSA OCC>](#); [Mancuso, Donald](#)  
**Subject:** RE: Spot Indicators  
**Date:** Tuesday, July 09, 2013 4:00:42 PM  
**Attachments:** [SPOT Behavioral Indicators 06 26 2013\(OSC-Comms\).docx](#)

---

Here are OSC-BDAs comments:

Our concerns are:

(b)(5)

-Darryl

---

**From:** Prosnitz, Susan <TSA OCC>  
**Sent:** Tuesday, July 09, 2013 2:24 PM  
**To:** Tauber, Sarah; Smith, Darryl M  
**Cc:** Wheaton, Kelly <TSA OCC> (Kelly.Wheaton@tsa.dhs.gov); Bauer, John D <TSA OCC>; Itami, Brian; Ruggeri, Amy <TSA OCC>; Flory, Gillian <TSA OCC>; Thompson, Mardi <TSA OCC>; Kent, Linda <TSA OCC>; Bester, Margot <TSA OCC>  
**Subject:** Spot Indicators

Sarah and Darryl,

Attached please find revised draft language (b)(5);(b)(3);49 U.S.C. § 114(r)  
(b)(5);(b)(3);49 U.S.C. § 114(r) This language was forwarded to OGC and we are awaiting feedback. In the meantime, I have been asked to share the language with you and get your thoughts and comments. Thanks for your help.

Susan

<< File: SPOT Behavioral Indicators 06 26 2013(2).docx >>

**Susan M. Prosnitz, Esq.**

Assistant Chief Counsel for Legal Policy and Education

Office of Chief Counsel

Transportation Security Administration

571.227 (b)(6) office)

(b)(6) (mobile)

(b)(6)

**ATTORNEY-CLIENT PRIVILEGED/ATTORNEY WORK PRODUCT**

*THIS COMMUNICATION MIGHT CONTAIN COMMUNICATIONS BETWEEN ATTORNEY AND CLIENT, COMMUNICATIONS THAT ARE PART OF THE AGENCY DELIBERATIVE PROCESS, OR ATTORNEY-WORK PRODUCT, ALL OF WHICH ARE PRIVILEGED AND NOT SUBJECT TO DISCLOSURE OUTSIDE THE AGENCY OR TO THE PUBLIC. PLEASE CONSULT WITH THE OFFICE OF*

**From:** [Bauer, John D <TSA OCC>](#)  
**To:** [Wheaton, Kelly <TSA OCC>](#)  
**Cc:** [Itami, Brian](#)  
**Subject:** RE: SPOT Indicators  
**Date:** Friday, September 13, 2013 10:49:06 AM  
**Attachments:** [\(b\)\(3\)49 U.S.C. § 114\(r\)](#)

---

Kelly,

This is the version we discussed with Matt Cobey and Sarah T. They said it looked fine. I haven't actually sent it to them electronically yet, so if you have any additional edits, it's not too late. As far as format, it sounds like Sarah was thinking of it as a shift brief, and could include the examples in shift briefs.

John

---

**From:** Wheaton, Kelly <TSA OCC>  
**Sent:** Friday, September 13, 2013 10:18 AM  
**To:** Bauer, John D <TSA OCC>  
**Cc:** Itami, Brian  
**Subject:** RE: SPOT Indicators

John,

Were you able to reach any accord with Sarah on this additional training language?  
What's the status?

Kelly D. Wheaton  
Deputy Chief Counsel, Enforcement  
571 227-[\(b\)\(6\)](#)

---

**From:** Itami, Brian  
**Sent:** Friday, August 30, 2013 3:39 PM  
**To:** Wheaton, Kelly <TSA OCC>  
**Cc:** Bauer, John D <TSA OCC>  
**Subject:** RE: SPOT Indicators

Kelly/John,

Attached is a draft for additional training language. Please let me know if you would like me to draft some additional exemplars – I went with examples that are fairly clear-cut to try to best illustrate the differences; I can create examples that are closer to the boundaries if you believe that would be helpful for the training.

Thank you,  
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Kelly D. Wheaton  
Deputy Chief Counsel, Enforcement  
571 227-(b)(6)

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Absolutely – I should have a draft ready tomorrow for your review next week.

Brian

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By next Tuesday, do you think that you could have some additional training/exemplar language?

Kelly D. Wheaton  
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571 227-(b)(6)

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**Subject:** RE: SPOT Indicators

I am speaking of the examples you mention below. I thought the intent was different than that mentioned on the 23<sup>rd</sup> -- to include those examples in the guide as exemplars.



No worries, I'll start the memo based on the attachment from Friday.

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Matt,

I'm unclear about on your comment about exemplars. You can use the exemplars that were included in the SPOT Behavioral Indicator Reference Guide excerpt that I sent on Monday.

(b)(5)

National password.

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Deputy Chief Counsel, Enforcement  
571 227- (b)(6)

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**Subject:** RE: SPOT Indicators

Good Afternoon,

OSC will accept the explanation of the differences

(b)(5);(b)(3);49 U.S.C. § 114(r)

Thanks everyone for keeping this moving forward.

Matt

---

**From:** Wheaton, Kelly <TSA OCC>  
**Sent:** Monday, August 26, 2013 2:38 PM  
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**Cc:** Prosnitz, Susan <TSA OCC>; Kent, Linda <TSA OCC>; Bauer, John D <TSA OCC>; Thompson, Mardi <TSA OCC>; Fitzmaurice, Stacey; Itami, Brian; Silata, Michael; Harvey, Melanie  
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Kelly D. Wheaton  
Deputy Chief Counsel, Enforcement  
571 227-4721

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**From:** Tauber, Sarah  
**Sent:** Monday, August 26, 2013 10:44 AM  
**To:** Wheaton, Kelly <TSA OCC>; Cobey, Matt (James)  
**Cc:** Prosnitz, Susan <TSA OCC>; Kent, Linda <TSA OCC>; Bauer, John D <TSA OCC>; Thompson, Mardi <TSA OCC>; Fitzmaurice, Stacey; Itami, Brian; Silata, Michael; Harvey, Melanie  
**Subject:** RE: SPOT Indicators

Kelly,

Mike Silata will send you the referral sheet so you can provide us with proposed language. What will be your timeline on examples?

(b)(5)

Thanks

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**From:** Wheaton, Kelly <TSA OCC>  
**Sent:** Friday, August 23, 2013 10:54 AM  
**To:** Tauber, Sarah; Cobey, Matt (James)  
**Cc:** Prosnitz, Susan <TSA OCC>; Kent, Linda <TSA OCC>; Bauer, John D <TSA OCC>; Thompson, Mardi <TSA OCC>; Fitzmaurice, Stacey; Itami, Brian  
**Subject:** RE: SPOT Indicators

With John B on leave, I'm following up on the SPOT indicator issue that has been knocking around for several months relating to the two indicators. I'm writing to confirm the current status and discuss way forward.

(b)(5);(b)(3);49 U.S.C. § 114(r)

We will do that.

Matt,

My understanding from John B is that OSC is ok with this version. Would you please confirm.

Kelly D. Wheaton  
Deputy Chief Counsel, Enforcement  
571 227 (b)(6)